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## Regulations

### TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue  
Subchapter A—Income and Excess-Profits Taxes  
[T.D. 5327]

PART 33—CONSOLIDATED RETURNS OF AFFILIATED CORPORATIONS PRESCRIBED UNDER SECTION 730 (b) OF THE EXCESS-PROFITS TAX ACT OF 1940

INTERCOMPANY STOCKHOLDING INTERESTS HELD WITH COST BASIS, AND WITH BASIS OTHER THAN COST

Regulations 110 (Part 33, Title 26, Code of Federal Regulations, 1941 Sup.) are amended, effective for taxable years for which the return is due to be filed on or after the date of the approval of this Treasury decision, as follows:

PARAGRAPH 1. Section 33.31 (c) (2) (iv) (f) as amended by Treasury Decision 5245, approved March 13, 1943, is further amended to read as follows:

(f) With respect to the stock of another member of the affiliated group held with a basis for invested capital purposes determined to be a basis other than cost, there shall be subtracted from equity invested capital otherwise computed an amount equal to such basis adjusted by an amount equal to the adjustments proper under section 115 (1) for determining earnings and profits, except that no adjustment shall be made with respect to:

(1) Transactions referred to in (d) and (e) and

(2) Losses of the issuing corporation subsequent to the acquisition of such stock which losses were included in a consolidated income or excess profits-tax return;

PAR. 2. Section 33.31 (c) (2) (iv) (g) as amended by Treasury Decision 5245, is further amended to read as follows:

(g) In the case of a member of the affiliated group the stock of which is held by other members of such group with a basis for invested capital purposes determined to be a cost basis, there shall be excluded as of the date on which such

corporation became a member of the group within the meaning of section 141 (d) of the Code that portion of its equity invested capital attributable to the shares of stock so held; there shall also be excluded, as of the date of any subsequent acquisition, that portion of its equity invested capital attributable to shares of stock similarly acquired and held by other members of the group; no addition shall be made on account of money or property (not including stock of another member of the group held with a basis determined to be a basis other than cost) thereafter paid in for stock held by another member of the group or as paid-in surplus or a contribution to capital paid in with respect to shares of stock subject to the provisions of this inferior subdivision (§ 33.31 (c) (2) (iv) (g)) and no reduction shall be made on account of any distribution thereafter made to any other member of the group;

PAR. 3. Section 33.31 (c) (2) (v) (a), as amended by Treasury Decision 5245, is further amended to read as follows:

(a) In the case of a member of the affiliated group the stock of which is held by other members of such group with a basis for invested capital purposes determined to be a cost basis, there shall be excluded as of the date on which such corporation became a member of the group within the meaning of section 141 (d) of the Code that portion of its earnings and profits, or deficit in earnings and profits, previously accumulated and properly allocable to the shares of stock so held; there shall also be excluded, as of the date of any subsequent acquisition, any earnings and profits, or deficit in earnings and profits, previously accumulated and properly allocable to any shares of stock similarly acquired and held by other members of the group;

PAR. 4. Section 33.31 (c) (2) (v) as amended by Treasury Decision 5245, is further amended by inserting immediately after subdivision (g) the following:

(h) In the case of distributions from earnings and profits made by a member of the group with respect to stock held by another member of the group with a cost basis, there shall be subtracted from

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the earnings and profits of the distributee an amount equal to the aggregate of such distributions as were made between the date of acquisition of such stock and the date as of which the distributor became a member of the group;

PAR. 5. Section 33.31 (c) as amended by Treasury Decision 5245, is further amended by inserting immediately after subparagraph (12), as added by such Treasury decision, the following new subparagraph:

(13) For the purpose of computing the consolidated average invested capital for the taxable year:

(i) Stock of one member of the affiliated group held by another member of the group at any time during the taxable year shall be determined to be stock held with a basis other than cost if:

(a) Such stock is held with a basis fixed by reference to the basis of other property previously held by the corporation, but not including:

(1) Stock acquired from another corporation in exchange for property previously held with a cost basis if, at the time of such acquisition or immediately thereafter:

(i) The acquiring corporation or its shareholders were in control of the corporation from which such stock was acquired, or

(ii) The corporation from which such stock was acquired or its shareholders were in control of the acquiring corporation; or

(2) Stock held at a lower level in a corporate chain of three or more affiliated corporations to the extent that the lower-level corporation is connected with

the affiliated group through intercompany stockholding interests at a higher level in such chain acquired subsequent to the date of acquisition of such lower-level stock and held with a cost basis; or

(b) Such stock is held with a basis fixed by reference to its basis in the hands of a preceding owner, but not including:

(1) Stock acquired from another member of an affiliated group of corporations in a taxable year for which the acquiring corporation and the transferring corporation filed a consolidated income or excess profits tax return if, immediately prior to such acquisition:

(i) Such stock was held by the transferring corporation with a cost basis, or

(ii) The stock of the transferring corporation or of any other member of the affiliated group holding stock in the transferring corporation, directly or indirectly, was held by other members of the group with a cost basis, whether or not the stock transferred was held by the transferring corporation with a cost basis,

but including stock so acquired which would have a basis other than cost if it had been acquired in an intercorporate liquidation described in (2) or in an exchange described in (3)

(2) Stock acquired in an intercorporate liquidation if, immediately prior to such liquidation:

(i) Such stock was held by the liquidated corporation with a cost basis, or

(ii) The stock of the liquidated corporation was held with a cost basis;

(3) Stock acquired from another member of a controlled group of corporations if, immediately prior to such acquisition:

(i) Such stock was held by the transferring corporation with a cost basis, or

(ii) The stock of the transferring corporation or of any other member of the controlled group holding stock in the transferring corporation, directly or indirectly, was held with a cost basis, whether or not the stock transferred was held by the transferring corporation with a cost basis,

but including stock so acquired which would have a basis other than cost if it had been acquired in an intercorporate liquidation described in (2) or

(4) Stock held at a lower level in a corporate chain of three or more affiliated corporations to the extent that the lower-level corporation is connected with the affiliated group through intercompany stockholding interests at a higher level in such chain acquired subsequent to the date of acquisition of such lower-level stock and held with a cost basis;

(ii) Stock of one member of the affiliated group held by another member of the group at any time during the taxable year shall be determined to be stock held with a cost basis in all cases other than those in which the stock is determined to be stock held with a basis other than cost pursuant to the provisions of (1)

(iii) In the case of stock of one member of the affiliated group held by an-

other member of the group subject to the application of (i) (b) (1) (ii) relating to intercompany acquisitions during a consolidated return period, or (i) (b) (3) (ii), relating to acquisitions from another member of a controlled group of corporations, such stock shall have a basis for invested capital purposes in an amount equal to the basis which such stock would have in the hands of its present owner determined pursuant to the provisions of section 761 (c) (1) and (e) if such stock were acquired as the result of an intercorporate liquidation of the corporation transferring such stock and of each member of the group owning stock of the transferring corporation, directly or indirectly, through which such stock would have passed prior to its acquisition by its present owner;

(iv) In determining whether stock of one member of the affiliated group held by another member of the group is held with a cost basis or a basis other than cost:

(a) The term "control" means the ownership of stock possessing at least 80 percent of the total combined voting power of all classes of stock entitled to vote and at least 80 percent of the total number of shares of all other classes of stock of the corporation (except non-voting stock which is limited and preferred as to dividends)

(b) The term "controlled group" means one or more chains of corporations connected through stock ownership with a common parent corporation if stock possessing at least 80 percent of the voting power of all classes of stock entitled to vote and at least 80 percent of each class of the nonvoting stock of each of the corporations (except the common parent corporation) is owned directly by one or more of the other corporations and the common parent corporation owns directly stock possessing at least 80 percent of the voting power of all classes of stock and at least 80 percent of each class of the nonvoting stock of at least one of the other corporations. As used in the preceding sentence, the term "stock" does not include nonvoting stock which is limited and preferred as to dividends;

(c) The term "intercorporate liquidation" means the receipt by a corporation of property in complete liquidation of another corporation to which:

(1) The provisions of section 112 (b) (6), or the corresponding provisions of a prior revenue law, are applicable, including the case in which an election has been made pursuant to the last sentence of section 113 (a) (15) of the Revenue Act of 1936, as amended by section 808 of the Revenue Act of 1938, or

(2) A provision of law is applicable prescribing the nonrecognition of gain or loss, in whole or in part, upon such receipt, including a provision of the regulations applicable to a consolidated income or excess profits tax return, but not including the provisions of section 112 (b) (7) of the Revenue Act of 1938 relating to certain complete liquidations occurring during December 1938, or the provisions of section 112 (b) (9) relating to certain complete liquidations of railroad corporations,

but only if none of such property so received is a stock or a security in a corporation the stock or securities of which are specified in the law applicable to the receipt of such property as stock or securities permitted to be received (or which would be permitted to be received if they were the sole consideration) without the recognition of gain;

(v) In determining the extent to which the equity invested capital of a subsidiary corporation is to be excluded under § 33.31 (c) (2) (iv) (g) by reference to intercompany stockholding interests at a higher level in the corporate chain held with a cost basis (§ 33.31 (c) (13) (i) (b) (4)) and in adjusting the accumulated earnings and profits of a corporation the stock of which is held with a cost basis, either by reference to the date as of which such corporation became a member of the affiliated group or the date of any subsequent acquisition of its stock (§ 33.31 (c) (2) (v) (a)) or by reference to realizations upon unrealized appreciation or depreciation of assets previously reflected in consolidated invested capital (§ 33.31 (c) (2) (v) (f)) such determination and adjustment shall be made subject to the following rules:

(a) The determination and adjustment shall be made by reference to those acquisitions and holdings of stock held in the corporate chain with a cost basis, and by reference to those acquisitions and holdings only, which, considering the time of such acquisitions and the position in the corporate chain in which such holdings appear, reflect the ultimate cost acquisition and the resulting ownership, direct or indirect, by the group of those economic interests of the group underlying such stockholding acquisitions;

*Example (1).* Suppose that A acquired for cash in 1930 all of the stock of B; that P subsequently, in 1935, acquired for cash all of the stock of A; and that the P-A-B group files a consolidated excess profits tax return for 1943. P's cash acquisition and holding of the stock of A acquired in 1935 reflects the group acquisition and holding of the entire subsidiary chain. Every adjustment of earnings and profits prescribed by these regulations, and every determination made by reference to stock acquired and held with a cost basis, those in the cases of A and B alike, will be made with respect to the costs incurred in 1935 and with respect to that date. The cost of the stock of B incurred in 1930 is a matter of no significance in the computation of consolidated invested capital for the taxable year;

*Example (2).* Suppose a state of facts similar to that suggested in example (1), but varied to this extent: A acquired the stock of B in 1940 instead of 1930. This change in the order of acquisition renders the cash acquisition by A of the stock of B a matter of significance in the consolidated computation. The cash outlay incurred by P in 1935 did not serve to bring within the group that portion of the group enterprise reflected by the business and assets of B. The earnings and profits of B will be adjusted accordingly as of 1940 and by reference to the cost of its stock then incurred; those of A will be adjusted as of 1935 and by reference to 1935 costs;

*Example (3).* Suppose a state of facts similar to that suggested in example (1), but varied to this extent: A had acquired the stock of B with a basis other than cost. Adjustments to be made in the computation of equity invested capital and of earnings and profits will be made precisely as in example (1), and for the same reasons, not-

withstanding the character of A's stockholding interest in B. P holds the stock of B indirectly with a cost basis determined in character by reference to P's acquisition of the stock of A in 1935;

*Example (4).* Suppose a state of facts similar to that suggested in example (1), but varied to this extent: A had acquired the stock of B with a basis other than cost, and this acquisition was effected in 1940, instead of 1930, without breaking the affiliation between P and A. The stock of B acquired in 1940 is not to be considered as a part of the enterprise in respect of which P incurred costs in 1935. The higher-level holdings with a cost basis bear no significant relationship to the acquisition and holding by A of the stock of B. The stock of B is not to be considered to be held with a cost basis. No adjustment will be made in computing the earnings and profits of B;

*Example (5).* Suppose a state of facts similar to that suggested in example (1), but varied to this extent: P's acquisition of the stock of A in 1935 was made with a basis other than cost. B will be regarded for the purpose of the adjustments prescribed in § 33.31 (c) (2) (v) (a) as having become "a member of the group" as of 1930, the year in which its stock was acquired by A, regardless of the subsequent acquisition by P of the stock of A. The earnings and profits of B will be adjusted as of 1930, and by reference to the cost of its stock then incurred;

*Example (6).* If A had acquired the stock of B with a cost basis at a date subsequent to P's acquisition of the stock of A with a basis other than cost, the adjustment of B's earnings and profits would be made by reference to the later date and by reference to the costs then incurred;

(b) The adjustment will be made by reference to the most recent acquisition of the required holdings of the stock of the corporation in the case of a corporation the stock of which was once held by other members of the affiliated group to the extent provided in section 141 (d), was later disposed of in whole or in part, and was subsequently reacquired;

(c) The adjustment will be made without regard to any exclusion of the corporation from the affiliated group in intervening years by reason of a loss of the voting control prescribed by section 141 (d) if such loss of voting control was attributable to the fact that stock which did not possess voting power at the time control was originally acquired later became entitled to vote;

(d) Except as otherwise provided in (f) if stock of the corporation held with a cost basis was acquired from another corporation which had held such stock with a cost basis, and if the cost basis with which such stock is held by the present owner is fixed by reference to the basis of such stock in the hands of such other corporation, the adjustment will be made as if the present owner had acquired such stock as of the date upon which such stock was acquired by such other corporation;

(e) If stock of the corporation held with a cost basis was acquired from another corporation in a liquidation subject to the provisions of section 112 (b) (6) or the corresponding provisions of a prior revenue law, and if the stock of the liquidated corporation was held by the acquiring corporation with a cost basis but the stock acquired was held by the liquidated corporation with a basis other than cost, the acquiring corporation shall be deemed to have acquired

the stock received in the liquidation as of the date upon which it had acquired the stock of the liquidated corporation;

(f) If stock of the corporation held with a cost basis was acquired from another corporation in a liquidation subject to the provisions of section 112 (b) (6) or the corresponding provisions of a prior revenue law, and if the stock so acquired was held by the liquidated corporation and the stock of the liquidated corporation was held by the acquiring corporation, both with a cost basis, the acquiring corporation shall be deemed to have acquired the stock received in the liquidation as of the date upon which such stock was acquired by the liquidated corporation, or as of the date upon which the acquiring corporation acquired the stock of the liquidated corporation with respect to which the distribution was made, whichever date was the later;

(g) If stock of the corporation held with a cost basis is deemed to be so held by virtue of the fact that the basis of such stock is fixed by reference to the cost basis of other stock in the hands of the present owner, such stock shall be deemed to have been acquired as of the date of acquisition of such other stock;

(h) If the basis of the stock of the corporation held by another member of the affiliated group was increased as the result of a statutory merger or consolidation of such corporation with another corporation, or as the result of a transaction having the effect of a statutory merger or consolidation, and if the stock of such other corporation was held by such member of the affiliated group with a cost basis, that portion of such member's stockholding interest in such corporation represented by the increase shall be deemed to have been acquired as of the date upon which such member acquired the stock of such other corporation;

*Example.* Suppose that P acquired all of the stock of A in 1930 with a basis other than cost in the amount of \$10,000; that it acquired for \$15,000 in cash in 1935 all of the stock of B; that it caused B to be merged into A in 1936 without the issuance by A of any additional shares of stock; and that the P-A group files a consolidated excess profits tax return for 1943. The \$15,000 cost incurred by P in 1935 will be reflected in the increased basis with which P holds the stock of A. P will be deemed to have acquired for cash in 1935 a portion of its stockholding interest in A; the earnings and profits of A, to the extent that they reflect the earnings and profits originally accumulated by B, will be adjusted as of 1935; and the earnings and profits of A will be further adjusted with respect to realizations by B and A upon the unrealized appreciation or depreciation in the assets of B as of 1935 reflected in the consolidated invested capital.

(Sec. 141 of the Internal Revenue Code (53 Stat. 58) as amended by sec. 159 of the Revenue Act of 1942 (Pub. Law 753, 77th Cong.))

[SEAL] ROBERT E. HANNEGAN,  
Commissioner of Internal Revenue.

Approved: January 14, 1944.

JOHN L. SULLIVAN,  
Acting Secretary of the Treasury.

[F. R. Doc. 44-879; Filed, January 17, 1944;  
11:53 a. m.]

TITLE 30—MINERAL RESOURCES  
Chapter VI—Solid Fuels Administration  
for War

[Reg. 10, Amdt. 2]

PART 602—GENERAL ORDERS AND  
DIRECTIVES

BITUMINOUS COAL

It is necessary to amend Solid Fuels Administration for War Regulation No. 10, as amended, (8 F.R. 15773; 8 F.R. 16718) in order (1) to modify the provisions of the Stock Limitation Table; (2) to require certain data from industrial consumers of bituminous coal produced in Districts Nos. 12 and 14-23, inclusive; (3) to modify the functions of the Area Distribution Managers; and (4) to clarify the regulation. Accordingly, pursuant to the powers conferred by Executive Order No. 9332, Solid Fuels Administration for War Regulation No. 10 is hereby amended as follows:

(1) Paragraph (a) of § 602.171 *Definitions* is amended to read as follows:

(a) "Coal" or "bituminous coal" means all bituminous and subbituminous coal produced in Districts 1-23, inclusive, except Districts Nos. 5 and 21, as described in the Annex to the Bituminous Coal Act of 1937, as amended.

A new paragraph (k) is added to read as follows:

(k) "Special purpose coals" include those bituminous coals that are to be:

(1) Charged into coke ovens for the production of coke for metallurgical uses, production of gas, or for the recovery of by-products;

(2) Used for foundry or other metallurgical purposes in which the coal or its products of combustion come in direct contact with the metal during the processing;

(3) Used for foundry facings requiring special chemical or physical characteristics;

(4) Used for production of water gas;

(5) Charged into producers for the production of gas; or

(6) Used as a raw material because of special chemical or physical characteristics to form a component part of chemicals, or directly entering into the chemical processes.

(2) Paragraphs (a) and (b) of § 602.172 *Limitations based on bituminous coal stocks of industrial consumers* are amended to read as follows:

(a) Except as provided or permitted by paragraphs (b) and (c) of this section and by §§ 602.178 and 602.182 of this regulation, no industrial consumer shall place an order for delivery, or receive, during any calendar month, bituminous coal produced in Districts 1-13, inclusive, except Districts 5 and 12, in amounts exceeding the maximum percentage (to the nearest carload or barge lot) of his monthly consumption requirements as specified in the following Stock Limitation Table:

STOCK LIMITATION TABLE

Maximum percentage of monthly consumption requirements that may be ordered from districts 1-13, inclusive, except districts 5 and 12, for delivery and

received during any calendar month by an industrial consumer, from all sources combined, for a plant (or railroad system) based upon the days' supply of coal at such plant (or railroad system):

| Days' supply (see § 602.171 (f)) | Maximum percentage of monthly consumption requirements |                |                            |                |
|----------------------------------|--|----------------|----------------------------|----------------|
|                                  | Public utilities                                       |                | Other industrial consumers |                |
|                                  | A <sup>1</sup>   | B <sup>2</sup> | A <sup>1</sup>             | B <sup>2</sup> |
|                                  | Per-cent   | Per-cent       | Per-cent                   | Per-cent       |
| Less than 15 days.....           | 140  | 140            | 120                        | 120            |
| 15 to 20 days.....               | 150  | 130            | 110                        | 110            |
| 21 to 25 days.....               | 120  | 120            | 100                        | 110            |
| 26 to 35 days.....               | 110  | 110            | 70                         | 110            |
| 36 to 40 days.....               | 100  | 110            | 70                         | 100            |
| 41 to 55 days.....               | 70   | 100            | 70                         | 70             |
| 56 to 69 days.....               | 70   | 70             | 70                         | 70             |
| 70 days or more.....             | 70   | 70             | 70                         | 70             |

<sup>1</sup> Applicable to purchasers of bituminous coal shipped from any mine, yard, dock or other place via any method of transportation and to any destination except those referred to in footnote 2. A public utility having more than 30 days' supply may order and receive in addition to the amount of coal it is permitted to order and receive by the Stock Limitation Table such additional coal as is necessary to maintain 36 days' supply; likewise an industrial consumer having more than 21 days' supply may order and receive that additional amount of coal necessary to maintain 21 days' supply.

<sup>2</sup> Applicable to purchasers of bituminous coal shipped to Canada via any method of transportation and to purchasers of bituminous coal directly shipped via pipeline to any destination in New York Harbor or New England. A public utility having more than 61 days' supply may order and receive in addition to the amount of coal it is permitted to order and receive by the Stock Limitation Table such additional coal as is necessary to maintain 61 days' supply; likewise an industrial consumer having more than 36 days' supply may order and receive that additional amount of coal necessary to maintain 36 days' supply.

(b) No restrictions upon the basis of days' supply are imposed by this regulation upon orders for bituminous coal for vessel fuel or bunker fuel, or upon orders for special purpose coals, or upon orders for bituminous coals produced in Districts Nos. 12 and 14-23, inclusive.

A new paragraph (d) is added to this section to read as follows:

(d) On or before the 10th day of each month, the Advisory Board for the producing districts subject to this section, shall recommend to the Solid Fuels Administrator for War such variations in the Stock Limitation Table as they deem appropriate in order to meet production and distribution problems of their districts.

(3) Section 602.173 is amended to read as follows:

§ 602.173 *Voluntary efforts to level industrial consumers' stocks; information concerning non-cooperative consumers.* The extent to which the Stock Limitation Table of § 602.172 of this regulation requires industrial consumers to draw upon stocks in order to meet current consumption requirements should be deemed to be a general standard for drawing down stocks. Producers, wholesalers and consumers shall endeavor to agree to reduce voluntarily wherever practicable, shipments of bituminous coal to consumers below the maximum percentages of consumption requirements that may be ordered and received by industrial consumers during any calendar month.

Any producer, wholesaler, Bituminous Coal Producers Advisory Board, Area

Distribution Manager or other person shall notify the Washington Office of the Solid Fuels Administration for War of any industrial consumer who is not voluntarily reducing his orders so far as is practicable in the light of his ability to draw upon his stocks. Such notification shall indicate: (1) The name and location of the industrial consumer; (2) the rate at which such consumer is drawing upon his stocks; and (3) the rate at which such consumer could draw upon his stocks in the light of his available mechanical equipment and manpower. The Administrator may thereupon require such consumer to decrease his orders for coal or take other appropriate action.

(4) Paragraph (a) and (a) (1) of § 602.174 *Restrictions on shipments to industrial consumers unless orders are submitted on time and contain certain information* are amended to read as follows:

§ 602.174 *Restrictions on shipments to industrial consumers unless orders comply with § 602.172 and are submitted on time and contain certain information.*

(a) Except as provided or permitted by paragraphs (b), (c), and (d) of this section and by § 602.178 of this regulation, producers and wholesalers are prohibited from shipping bituminous coal to an industrial consumer on any order during any calendar month by any method or combined methods of transportation unless:

(1) The order for coal produced in Districts 1-13, inclusive, except District 12, has been received on or before the 24th day of the preceding calendar month, or the order for coal produced in Districts Nos. 12 and 14-23, inclusive, has been received on or before the 30th day of the preceding calendar month; and

Subparagraph (2) of paragraph (a) is redesignated subparagraph (3) and the following new subparagraph (2) is added:

(2) The order is not for an amount of coal in excess of the amount permitted to be ordered in accordance with the Stock Limitation Table contained in § 602.172.

Paragraph (b) is redesignated paragraph (d) and a new paragraph (b) is added to read as follows:

(b) Compliance with the provisions of this section may be temporarily excused by any Area Distribution Manager only to the extent it appears necessary to permit the shipment or receipt of coal to meet emergency situations likely to result in hardship to any consumer who has not wilfully violated any of the provisions of this regulation.

Paragraph (c) is redesignated paragraph (e) and is amended to read as follows:

(e) Producers and wholesalers are prohibited from shipping bituminous coal on any order of a wholesaler unless the order contains the names and locations of the customers of the wholesalers and the information required to be submitted to the wholesaler by the wholesaler's customer (industrial consumer) under paragraph (a) (3) of this section:

*Provided, however,* That the provisions of this paragraph shall not apply (i) to an order of a commercial dock operator with respect to coal not segregated and earmarked for a particular industrial consumer for shipment to the commercial dock by rail, lake, tidewater, or river, or (ii) to an order for shipment to a lower lake dumping port or to a tidewater dumping port if the coal is not segregated and earmarked for transshipment to a specific industrial consumer, or (iii) to an order received by a commercial dock operator located on Lake Superior, or on the west bank of Lake Michigan north of, and including, Waukegan, Illinois.

A new paragraph (c) is added to read as follows:

(c) Notwithstanding the provisions of this section or of § 602.172, any purchaser may indicate to a producer or wholesaler at any time that he may be able to accept coal in addition to the amount ordered if such coal is offered to him in accordance with the provisions of § 602.178.

(5) Paragraph (a) of § 602.175 *Reports by producers, commercial dock operators, and lake or tidewater forwarders* is amended to read as follows:

(a) Each producer in Districts 1-13, inclusive except District 5, and commercial dock operator, lake or tidewater forwarder shall report before the last day of each month preceding the calendar month of shipment and each producer in Districts Nos. 12 and 14-23, inclusive, shall report on or before the fifth day of the month of shipment on Form SFA No. 79, revised January 1944, to be supplied by the Solid Fuels Administration for War (with the cooperation of the Advisory Boards which have agreed to help effectuate the proper distribution of such document): (1) Any information which has been furnished to him by industrial consumers or wholesalers pursuant to this regulation; (2) the tonnage which is expected to be shipped during the month on each order received; (3) separately, by sizes, the total tonnage expected to be produced; and (4) separately by sizes, the tonnage expected to be produced and for which the producer has no orders on hand; and (5) separately, by sizes, the total tonnage to be shipped to Federal agencies or Departments; and (6) such other information as is required to be set forth on Form SFA 79, revised. Such reports as may be required from commercial dock operators, lake or tidewater forwarders shall be filed with the Solid Fuels Administration for War, Washington 25, D. C., and such reports as may be required from producers may be filed, at the address specified in Appendix A, annexed hereto and made part hereof, with the Area Distribution Manager of the Solid Fuels Administration for War for the district in which the mine is located.

(6) The following is added to Appendix A:

*District Number and Area Distribution Manager*

12, J. C. Fitzpatrick, 1161 Merchandise Mart Bldg., Chicago 54, Ill.

14, 15, F. I. Halstead, New York Life Bldg., 10-24 W. 8th St., Kansas City 6, Mo.  
16, 17, 18, E. B. Griffith, 718-721 Boston Bldg., Denver 2, Colo.  
19, 20, 22, 23, J. T. Hill, Room 6830, Henry Bldg., Seattle, Wash.

This amendment shall become effective immediately.

(E.O. 9332, 8 F.R. 5355, E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176)

Issued this 15th day of January 1944.

C. J. POTTER,  
Deputy Solid Fuels  
Administrator for War.

[F. R. Doc. 44-834; Filed, January 18, 1944;  
9:41 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter IX—War Production Board

#### Subchapter B—Executive Vice-Chairman

**AUTHORITY:** Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 8024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; WPB. Reg. 1 as amended March 24, 1943, 8 F.R. 3669, 3636; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

#### PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 7, as Amended Jan. 18, 1944]

#### CERTIFICATIONS ON PURCHASE ORDERS AND OTHER DOCUMENTS

##### § 944.27 *Priorities Regulation No. 7—*

(a) *What this regulation does.* This regulation explains the use of certifications on purchase orders and delivery orders. It permits use of a standard form of certification instead of most of the different forms required by various regulations and orders of the War Production Board. This standard certification first appeared in CMP Regulation 7 and has previously been permitted for most purposes in operations under the Controlled Materials Plan. This regulation permits its use under other orders and regulations as well.

##### *Standard Certification*

(b) *When standard certification may be used.* The standard certification which is described below may be used instead of any certification (sometimes called a "certificate," an "endorsement," or a "statement") which is required to be placed on, or to accompany, a purchase or delivery order under any regulation or order of the War Production Board, except in the following cases:

(1) It cannot be used instead of any of the certifications listed in List A at the end of this regulation.

(2) It cannot be used instead of a certification required by a WPB regulation or order which expressly states that the standard form cannot be used.

(3) It cannot be used instead of any WPB or PD forms required by any WPB regulation or order to accompany the purchase order. Two examples of this exception are the WPB forms required by Order M-293 and Form WPB-2524 (formerly PD-833) required by Order L-5-d.

(4) It cannot be used by government procurement officers to rate deliveries for which a rating has not already been assigned by a separate preference rating certificate or an order or regulation of the War Production Board.

(c) *Use is optional.* The use of the standard certification is optional unless an order or regulation states that it is the only one that can be used. Anyone who wishes to may use the more specific certifications provided by the various orders and regulations, such as the one given in Priorities Regulation 3 for use in applying or extending preference ratings.

(d) *Form of standard certification.* The standard certification must be in substantially the following form:

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the War Production Board, that, to the best of his knowledge and belief, the undersigned is authorized under applicable War Production Board regulations or orders to place this delivery order, to receive the item(s) ordered for the purpose for which ordered, and to use any preference rating or allotment number or symbol which the undersigned has placed on this order.

(e) *Additional information with standard certification.* When the standard certification is used, additional information must be given in the following five cases only, and this information may be put either at the end of the standard certification or anywhere else on the order, or accompanying it:

(1) A preference rating, allotment number or symbol must be added where required by the applicable order or regulation. This is already the practice with the use of the CMP Regulation 7 certification.

(2) Where the applicable regulation or order requires information as to the specific immediate or end use for which the items are ordered, this information must be added. However, where the applicable order requires only a general statement as to an authorized use, such as "to be used for a purpose so approved" (as in order P-47), no information need be added.

(3) Where the applicable order calls for a statement to show that a "small order exemption" under any one of the "I" or "M" orders is applicable, the words "in compliance with a small order exemption" shall be added.

(4) Where the preference rating to be applied or extended was obtained on a WPB-547 (PD-1X) certificate, the identification "WPB-547" or "PD-1X" must be added.

(5) Where the applicable regulation or order expressly states that other information must be given in addition to the standard certification, the additional information must be added.

#### *Waiving Certifications*

(f) *Waiver of buyer's certification.* If a seller receives an order without the standard certification or the certification required by the governing WPB regulation or order, he may accept the purchase order and treat it as bearing the proper certification if he complies with the following rules:

(1) The seller must know the facts which the certification would show and must place the necessary certification on the order and sign it himself. He may not merely insert the certification over the buyer's signature. In adding the certification, the seller shall be deemed to make the representation to the War Production Board. The individual who signs for the seller must be a responsible official of the seller, duly authorized to make binding representations in this respect on the seller's behalf.

(2) The seller may use either the standard certification where permitted by this regulation or the certification required by the governing regulation or order. If he uses the standard, he must change the words "undersigned purchaser" to "undersigned seller", cross out the words "the seller and" and change the words "the undersigned is authorized" to "the buyer is authorized". If he uses the form required by the governing order or regulation, he must make corresponding changes in wording.

(3) A certification may not be waived if (i) it is listed on List B at the end of this regulation, or (ii) the governing order or regulation expressly states that it may not be waived.

(4) Where the purchase order when received by the seller is not accompanied by the CMP allotment number or symbol, he must get a written statement from the buyer signed by a responsible person giving this information before he adds it to the purchase order with the appropriate certification.

#### *One-Time Certification*

(g) *When one-time certification may be used.* Some WPB orders require a certification only for the purpose of making sure that the buyer knows of the restrictions in the order. In these cases, the certifications may be omitted entirely without substituting the standard certification, if the buyer has previously given the seller a certification in substantially the form described below. This one-time certification may be used only (1) instead of the certifications in the Orders listed in List C at the end of the regulation or (2) where the governing order expressly states that it may be used.

(h) *Form of one-time certification.* The one-time certification must be substantially as follows:

The undersigned purchaser certifies, subject to criminal penalties for misrepresentation, that he is familiar with Order — of the War Production Board, and that all purchases from you of items regulated by that order, and the use of the same by the undersigned, will be in compliance with the order, as amended from time to time.

(i) *Example.* Under Order M-99 no one may acquire any printing plates unless the purchase order bears a certification specified in the order to the effect that the purchaser is familiar with it and will comply with it. Since this order is listed on Schedule C, a purchaser of printing plates may omit this certification on any purchase orders placed with a supplier to whom he has previously furnished the one-time certification shown above.

#### *Signature of Certification*

(j) *Who must sign and how.* Certifications on purchase or delivery orders which are required by WPB orders or regulations must be signed by the person placing the order (or the person receiving it under paragraph (f) above) or by a responsible individual who is duly authorized to sign for that person. The signature must be either by hand or in the form of a rubber stamp or other facsimile reproduction of a handwritten signature.

(k) *Use of facsimile signature.* If a facsimile signature is used, the individual who uses it must be duly authorized by the individual whose signature it is, to use it on representations to the War Production Board, and a written record of the authorization must be kept.

(l) *Only one signature necessary in most cases.* If several certifications are placed above the signature of the purchase order, they need not be separately signed provided the purchase order is signed in the way required for a certification by paragraph (j) above. If any certifications are placed below the signature of the purchase order, or on the back of it, the last certification must be separately signed, unless there is a statement above the signature of the purchase order which shows clearly that it applies to the certification.

(m) *Certification may be on separate paper.* If it is not convenient to place a certification on a purchase order or delivery order, it may be placed on a separate piece of paper either attached to it or clearly identifying it. For example, if the buyer has sent an order but has forgotten to place the certification on it, he may send the seller a separate certification clearly identifying the order to which it applies. A signature on the purchase order shall apply to the certification on an attached or unattached piece of paper only where the words above the signature clearly make it include the certification.

(n) *Signature on other documents.* The above rules for signing certifications on purchase orders also apply to the signature on reports, applications for preference ratings or allotments, and other documents that are required to be filed under orders and regulations of the War Production Board.

#### *Telegraph, Telephone and Verbal Orders*

(o) *Telegraphic orders.* When a purchase order is placed by telegram and a certification is necessary the certification must be set out in full in the telegram. It will be sufficient if the file copy of the outgoing telegram is signed in the manner required for certification by this regulation. Also, the certification contained in the telegram may be abbreviated in the following cases, but the purchaser assumes the same responsibility as if it were set out in full:

(1) When the standard certification is used, it may be shortened to the words "order certified under Priorities Regulation 7."

(2) When the certification is used for the sole purpose of applying or extending a preference rating with or without an allotment number or symbol, the

words "ratings certified" or words to that effect are enough. Where there is an allotment number or symbol, this must be added to the telegram.

(3) Where the certification is used for the sole purpose of showing that the order comes under a small order exemption allowed by one of the "L" or "M" or "P" orders, it may be shortened to "small order certified."

(4) Where the certification required simply states the number of the WPB authorization form, the identification of the form and its number only need be given.

(p) *Verbal or telephone orders.* On purchase orders requiring shipment within seven days the substance of the certification may be stated verbally or by telephone. However, the following rules must be complied with:

(1) The person making the statement for the buyer must be a person duly authorized to make the certification.

(2) Both the buyer and the seller must promptly make a written record of the fact that the certification was given orally and the record must be signed by the buyer in the same way as a certification. In addition, if the order is an authorized controlled material order under CMP regulations, it must be confirmed in writing within 15 days by a written order bearing the appropriate certification.

*Miscellaneous Provisions*

(q) *Responsibility for truth of certification.* The person who places the order, the individual whose signature is used and the individual who approves the use of the signature will each be considered to be making a representation to the War Production Board that the statements contained in the certification are true to the best of his knowledge and belief, subject to criminal penalties for misrepresentation. The person receiving certification and other information required to be included with the certification shall be entitled to rely on it as a representation of the buyer unless he knows or has reason to know that it is false.

(r) *Reference to criminal penalties.* The reference to criminal penalties for misrepresentation in the above forms of certification and similar phrases in certifications required by other orders and regulations are included solely for the purpose of making sure that persons signing certifications realize the responsibility they are undertaking. These references may not be omitted, but their inclusion shall not be deemed to make any person subject to any criminal penalties to which he would not be subject if the references were omitted.

(s) *Records to be kept by the purchaser.* Each person using the standard certification above or any other certification must maintain at his regular place of business all documents upon which he relies as entitling him to make the representations in the particular certification used and to supply the other information required to be placed with his purchase order. These documents must be segregated and available for inspection by a representative of the War Production Board or filed in such manner that they can be readily segregated and made available for inspection.

(t) *Effect on other regulations and orders.* Provisions in any other orders or regulations of the War Production Board which are inconsistent with this regulation may be disregarded unless they expressly state that this regulation does not apply.

Issued this 18th day of January 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

LIST A—CERTIFICATIONS FOR WHICH STANDARD CERTIFICATION MAY NOT BE SUBSTITUTED

NOTE: L-103-b added, L-153 amended, L-273, M-104 deleted Jan. 18, 1944.

The certifications below contain types of information for which the standard form is not an adequate substitute. They cover rather isolated types of purchases. But the fact that the certifications appear on List A does not prohibit their waiver by the seller as provided by paragraph (f) of the regulation. The standard certification may not be used instead of the following certifications:

| Regulations or orders     | Subject                       | Paragraph                      |
|---------------------------|-------------------------------|--------------------------------|
| Priorities Reg. 9         | (Exports)                     | (b) (2).                       |
| Priorities Reg. 10        | (Farm Supplies)               | (b) & (3) (2) & (3) (3).       |
| Priorities Reg. 22        | (Canadian)                    | (b).                           |
| CMP Reg. 1                | (Controlled Materials Plan)   | (b) (7).                       |
| CMP Reg. 1 (Direction 23) | (Controlled Materials Plan)   | (c).                           |
| CMP Reg. 6 (Direction 6)  | (Controlled Materials Plan)   | (b).                           |
| CMP Reg. 8 (Direction 11) | (Controlled Materials Plan)   | (c).                           |
| E-1-b                     | Machining tools               | (2).                           |
| E-10                      | Anti-friction bearings        | (1) (2) & (1) (3).             |
| L-5-d                     | Refrigerators                 | (c) (1).                       |
| L-23-b                    | Cooking appliances            | (c) (2) (1) & (1) & (3) (3).   |
| L-23                      | Lamps                         | (a) (7) (1).                   |
| L-23-a                    | Lamps                         | (b) (4) (1) (5).               |
| L-43                      | Light aircraft                | (b) (2) (c).                   |
| L-53-b                    | Tractors                      | (c) (1) (1).                   |
| L-61                      | Tire repair equipment         | (2).                           |
| L-61                      | Cockets                       | (c) (3) & (7) (2).             |
| L-103-b                   | Containers and metal closures | (8).                           |
| L-143-a                   | Rubber processing equipment   | (c).                           |
| L-144                     | Laboratory equipment          | (2) (2).                       |
| L-153                     | Automobile parts              | (1).                           |
| L-175                     | Railroad watches              | (b) (3).                       |
| L-189                     | Automotive equipment          | (b) (1) & (b) (3) & (b) (4).   |
| L-197                     | Scales, balances, weights     | (c) (1) & (c) (2).             |
| L-202                     | Construction machinery        | (1) (1).                       |
| L-211                     | Structural steel shapes       | (c) (3).                       |
| L-232                     | Western containers            | (1) (2) (1) Sched. A, Table II |
| L-253                     | Ammunition                    | (c) Sec. (1) (2) (3) (4).      |
| L-290                     | Western lumber                | (b) (1) & (b) (2).             |
| M-16-b                    | Chromium chemicals            | (c) (1).                       |
| M-21-b-1                  | Steel warehouses & dealers    | (3) & (e).                     |
| M-21-b-2                  | Merchant trade products       | (c) & (b) (7).                 |
| M-54                      | Melanes                       | (c) (2).                       |
| M-81                      | Cans                          | (b) (1).                       |
| M-115                     | Collapsible tubes             | (c) (1) & (c) (2).             |
| M-143                     | Exports                       | (c).                           |
| M-323                     | Textile, clothing, leather    | (b) (1).                       |
| R-1                       | Rubber                        | (c) (1) 15-16-17-23-24.        |

LIST B—CERTIFICATIONS WHICH MAY NOT BE WAIVED

NOTE: L-103-b, L-158, L-197 added Jan. 18, 1944.

The procedure for waiving certifications where the seller knows the facts which would be certified, as explained in paragraph (f) of Priorities Regulation No. 7, may not be used in the case of the following certifications:

| Order   | Subject                       | Paragraph                    |
|---------|-------------------------------|------------------------------|
| L-5-d   | Refrigerators                 | (c) (2) (iii) (b) & (b) (3). |
| L-53    | Sextants                      | (c) (2).                     |
| L-103-b | Containers and metal closures | (8).                         |
| L-153   | Automotive parts              | (1) (1).                     |
| L-175   | Railroad watches              | (b) (2) & (b) (3).           |
| L-197   | Steel chipping drums          | (1) (1).                     |
| L-232   | Western containers            | (1) (2) (ii).                |
| L-290   | Western lumber                | (b) (1) & (b) (2).           |
| M-81    | Cans                          | (b) (1).                     |
| M-115   | Collapsible tubes             | (c) (1) & (c) (2).           |
| M-323   | Textile, clothing, leather    | (b) (1).                     |

LIST C—CERTIFICATIONS INSTEAD OF WHICH ONE-TIME CERTIFICATION MAY BE USED

NOTE: L-144, L-158, M-103, deleted Jan. 18, 1944.

Following are the certifications which may be omitted in purchase orders if the one-time certification described in paragraph (g) of the regulation has been furnished by the buyer:

| Order  | Subject                              | Paragraph          |
|--------|--------------------------------------|--------------------|
| E-5-a  | Gases                                | (b) (1).           |
| L-53   | Liquefied petroleum gas equipment    | (c).               |
| L-189  | Auto equipment                       | (b) (1).           |
| L-182  | Cooking equipment                    | (c) (3).           |
| L-190  | Scales, balances, weights            | (c) (1) & (c) (2). |
| L-192  | Construction machinery and equipment | (1) (1) (1).       |
| L-193  | General industrial equipment         | (1) (3).           |
| L-218  | Lumber                               | (b) (1).           |
| L-248  | Dishwashers                          | (c) (3).           |
| L-255  | Electronic equipment                 | (b) (3) (iii).     |
| M-21-g | Iron and steel                       | (1) (2).           |
| M-81   | Cans                                 | (b) (1).           |
| M-93   | Printing and publishing              | (c) (2).           |
| M-115  | Collapsible tubes                    | (c) (1) & (c) (2). |
| M-140  | Quartz crystals                      | (c) (2).           |
| M-272  | Imported cotton yarns                | (1).               |
| P-123  | General industrial equipment         | (b) (1).           |

## INTERPRETATION 1

## PREFERENCE RATING MUST BE FURNISHED BY THE BUYER

Paragraph (f) of Priorities Regulation No. 7, which permits a seller to waive the buyer's certification where he knows the facts, does not allow the seller to rate an order which the buyer has not attempted to rate. If the buyer has stated the rating on the order but has not certified it, the seller may add the appropriate certification; and if the buyer has not shown the rating on the order, but has otherwise informed the seller that he wishes to apply or extend the rating, the seller may also insert it on the order. (Issued Jan. 5, 1944.)

[F. R. Doc. 44-927; Filed, January 18, 1944; 11:24 a. m.]

PART 1157—CONSTRUCTION MACHINERY<sup>1</sup>

[Limitation Order L-196, as Amended Jan. 18, 1944]

## USED CONSTRUCTION MACHINERY

Section 1157.15<sup>1</sup> *Limitation Order L-196* is hereby amended to read as follows:

§ 1157.15 *Limitation Order L-196*—  
(a) *What this order does.* This order deals only with used construction machinery listed on Schedule A. It requires distributors and contractors to register used machinery owned by them and to register certain changes in the status of that machinery, and it contains restrictions on the sale and on the export of used machinery.

(b) *Definitions.* For the purposes of this order:

(1) "Construction machinery" means any of those products listed in Schedule A of this order.

(2) "Used" when applied to construction machinery means any construction machinery which has been delivered to a person acquiring it for use.

(3) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(4) "Distributor" means any person located within the forty-eight states of the United States and the District of Columbia who is engaged in the business of purchasing new, used or reconditioned construction machinery for the purpose of resale.

(5) "Contractor" means any person located within the forty-eight states of the United States and the District of Columbia who is wholly or partially engaged in the business of contracting for any type of construction work including but not limited to excavating, grading, paving, building, drilling, and preparing, handling, or applying construction material, but does not include a petroleum "operator" as defined in Order P-98-b.

(6) "Governmental agency" means any governmental agency in the United States, its territories or possessions, Federal, State, county, municipal or local.

(c) *Registration of used construction machinery by distributors and contractors.* (1) Each distributor and contrac-

tor owning used construction machinery listed on Schedule A, purchased prior to January 18, 1944, shall on or before February 17, 1944, register that machinery by completing, signing and mailing Form WPB-1159 (or such other form as may in the future be specified by the War Production Board) to the construction machinery specialist for the WPB region in which the owner's home office is located. However, any distributor or contractor who has registered an item of used construction machinery owned by him, prior to January 18, 1944, need not re-register it.

(2) Any distributor or contractor who purchases any used construction machinery listed on Schedule A on or after January 18, 1944, shall within seven days after the purchase of such machinery register it on Form WPB-1159, in the manner described in the preceding paragraph.

(d) *Registration of change of status of used construction machinery by distributors and contractors.* Within one week after any used construction machinery listed on Schedule A owned by a distributor or contractor (i) becomes idle, (ii) is put to work after being idle, (iii) is rented for 30 days or more, or (iv) is scrapped, the owner shall register such change of status by completing, signing and mailing Form WPB-1333 (or such other form as may be in the future specified by the War Production Board) to the construction machinery specialist for the WPB region in which the owner's home office is located. For the purposes of this paragraph, machinery is not considered "idle" if it will be used on work already contracted for.

(e) *Restrictions on sale of used construction machinery by any person.* After February 2, 1944, no person shall sell any used construction machinery listed on Schedule A of this order without approval of the War Production Board on Form WPB-1319. Application for this approval shall be made by filing four copies of Form WPB-1319 with the construction machinery specialist for the WPB region in which the applicant's home office is located. This restriction on sales applies only to sales within the forty-eight states of the United States and the District of Columbia.

(f) *Exemptions.* The restrictions of paragraph (e) shall not apply to:

(1) The sale of used construction machinery to a distributor;

(2) The sale of used construction machinery to be scrapped for its material content;

(3) The sale of used construction machinery by a "producer" as defined in Order P-56;

(4) The seizure or transfer of used construction machinery upon distraint, levy or upon default in the terms of a conditional sales agreement, chattel mortgage, pledge or other similar agreement;

(5) The transfer of used construction machinery at a judicial or sheriff's auction or sale, tax sale, or other similar transaction conducted by a judicial or other legal officer;

(6) The transfer of used construction machinery by operation of law to a trustee, receiver, or assignee for the benefit of creditors, in bankruptcy, insolvency or receivership proceedings or pursuant to any assignment for the benefit of creditors;

(7) The transfer of used construction machinery as part of a merger, consolidation, sale and purchase of assets, or sale and purchase of stock, involving all or substantially all the assets of a business, or division of assets upon dissolution of a partnership.

(8) The transfer of any interest in a written instrument evidencing a lien upon or claim against used construction machinery: *Provided, however,* That nothing in this subparagraph (8) shall be construed to permit the physical delivery of the machinery involved.

(9) The sale of used construction machinery by a governmental agency to another governmental agency.

(10) The sale of used construction machinery by a farmer. As used in this exemption, "farmer" means a person who engages in farming as a business, by raising crops, livestock, bees or poultry. It also includes a custom operator who uses farm supplies in performing services for farmers. It does not include a person who merely has a "victory garden" or raises food or other agricultural products entirely for his own use.

(g) *Restrictions on exports.* No person, other than the Army, Navy, Maritime Commission or War Shipping Administration shall export used construction machinery listed on Schedule A outside the forty-eight states of the United States and the District of Columbia unless specifically authorized by the War Production Board on Form WPB-1319. Application for authorization to export shall be made by filing four copies of Form WPB-1319 with the War Production Board, Washington 25, D. C., Ref: L-196. Nothing in this order shall eliminate the necessity of an applicant obtaining an export license from the Foreign Economic Administration where required.

(h) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board as amended from time to time.

(2) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime and, upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(3) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal. This letter should be filed with the field office of the War Production Board for the District in which is located the plant or branch of the appellant to which the appeal relates.

<sup>1</sup> Formerly Part 3058, § 3058.1.

(4) *Reporting requirements.* The reporting requirements of paragraphs (c) and (d) and the form of application prescribed in paragraphs (e) and (g) have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(5) *Communications.* All communications concerning this order, except as otherwise directed in this order, shall be addressed to the War Production Board, Washington 25, D. C., Ref: L-196.

Issued this 18th day of January 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

SCHEDULE A

*Shovels, cranes, draglines, backhoes:* Power; crawler mounted, rubber tired mounted, or walking. (Manufactured after January 1, 1930).

*Motorgraders:* Self-propelled, earth moving, rubber tired mounted, 16,000 pounds and heavier, tandem and four-wheel drive types.

*Tractors:* Crawler or track-laying type, all gauges, bare and including tractor mounted equipment such as bulldozers, angledozers, cranes, loaders, power control units, etc., (all diesel and semi-diesel powered models and the following gasoline powered models: M, WM, AG, H, T6 and R2).

[F. R. Doc. 44-928; Filed, January 18, 1944; 11:24 a. m.]

PART 3291—CONSUMERS DURABLE GOODS<sup>1</sup>

[Limitation Order L-73, Direction 1]

OFFICE SUPPLIES<sup>2</sup>

The following direction is issued pursuant to Limitation Order L-73:

On and after January 18, 1944, the provisions of Order L-73 in so far as they apply to staples and stapling machines shall be superseded by the provisions of Order L-329.

Issued this 18th day of January 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-930; Filed January 18, 1944; 11:24 a. m.]

PART 3291—CONSUMERS DURABLE GOODS

[Limitation Order L-329]

STAPLES AND STAPLERS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of iron and steel and other materials for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3291.306 *Limitation Order L-329—*

(a) *What this order does.* This order states the rules which govern the production of staples, staplers and parts for them. It also controls shipments by manufacturers of these products. All staples and stapling machines included in the following definitions are covered, whether for industrial, office or other use. This order supersedes Order L-73

as to all staples and staplers formerly covered by that order.

(b) *Definitions of "staples" and "staplers."* When used in this order:

(1) "Staples" means any two-pronged metal fasteners made from wire or strip which are usually cohered and which are applied by a device especially designed for the purpose. The term "staples" does not include any fasteners applied by foot-operated or power-driven stitching machines, but it does include rolls of wire designed to be both formed and applied as "staples" by a hand-operated device.

(2) "Staplers" means any devices designed for the purpose of applying staples as fasteners. The term "staplers" includes among others, all devices commonly known as stapling machines and tackers, as well as hammers of the tacker type, but it does not include foot-operated or power-driven stitching machines.

(c) *What metal may be used.* (1) No manufacturer shall produce any staples, staplers or any parts (including repair parts) if they contain any metal except iron and steel. An immersion copper ("liquor") finish may be used and a zinc coating or plating may be used to the extent permitted by Order M-11-b, as amended, or any relief granted on an appeal under that order.

(2) No manufacturer shall use more iron and steel in making a stapler of a particular type or model than is necessary in view of the use for which that type or model is designed or produced.

(d) *Quarterly applications for permission to produce and deliver staples and staplers.* (1) After January 31, 1944, no manufacturer shall produce or deliver any staples or any staplers except according to quotas approved by the War Production Board on Form WPB-2719. Each manufacturer should file this Form with the War Production Board on or before March 15; June 15, September 15 and December 15 of each year, showing his proposed production and delivery for the next quarter. For the first quarter of 1944 the Form need not be filed before January 31, 1944.

(2) Any manufacturer who files Form WPB-2719 on or before the dates specified above may consider it approved as filed for the period it covers unless notified to the contrary by the War Production Board in writing.

(3) It will be the general policy of the War Production Board to authorize the total production of staples and staplers according to approved requirements. Production which would exceed these requirements will not be authorized. Plants located in critical labor areas as classified by the War Manpower Commission will in general be curtailed to a greater extent than plants located in other areas. Production to meet requirements will be allocated in less critical labor areas to the fullest extent of the available capacity.

(e) *Reports.* Each manufacturer of staples and staplers shall file with the War Production Board on or before February 15, 1944, Form WPB-3355, showing the amount of metal which he used in the production of staples, staplers and

parts for staplers during the twelve months ending June 30, 1943, as well as his factory sales value of such products during that period. This reporting provision has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(f) *Applicability of other orders and regulations.* This order and all transactions affected by it are subject to all applicable regulations of the War Production Board. If any other order of the War Production Board limits the use of any material in the production of staples and staplers to a greater extent than does this order, the other order shall govern unless it states otherwise.

(g) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(h) *Appeals.* Any appeal from this order should be made on Form WPB-1477 (formerly FD-500) and should be filed with the field office of the War Production Board for the district in which is located the plant to which the appeal relates.

(i) *Communications.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to the War Production Board, Consumers Durable Goods Division, Washington, D. C. (25), Ref: L-329.

Issued this 18th day of January 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-923; Filed, January 18, 1944; 11:24 a. m.]

PART 3293—CHEMICALS<sup>1</sup>

[Allocation Order M-159, as amended Jan. 18, 1944]

BUTYL ALCOHOL

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of butyl alcohol, as hereinafter defined, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.196<sup>1</sup> *Allocation Order M-159—*

(a) *Definitions.* (1) "Butyl alcohol" means normal, secondary and tertiary butyl alcohol, isobutyl alcohol, and their acetic esters.

(2) "Producer" means any person engaged in the production of butyl alcohol and includes any person who has butyl alcohol produced for him pursuant to toll agreement.

<sup>1</sup> Formerly Part 1251, § 1251.1, General Preference Order M-153.

<sup>1</sup> Formerly Part 1145.

(3) "Distributor" means any person who has purchased or purchases butyl alcohol for purposes of resale.

(b) Restrictions on deliveries and use.

(1) Subject to paragraph (c) hereof, no producer or distributor shall deliver or use butyl alcohol, and no person shall accept delivery of butyl alcohol from a producer or distributor, except as specifically authorized or directed by the War Production Board.

(2) Authorizations or directions with respect to deliveries to be made or accepted in each month will so far as practicable be issued by the War Production Board prior to the commencement of such month, but the War Production Board may at any time at its discretion and notwithstanding the provisions of paragraph (c) hereof, issue directions with respect to deliveries to be made or accepted or with respect to the use or uses which may or may not be made of material to be delivered or then on hand.

(3) Each person specifically authorized to accept delivery of butyl alcohol shall use such material for the purpose authorized, and only for such purpose, except as otherwise specifically directed.

(c) Small order exemption. No specific authorization shall be required for:

(1) Acceptance of delivery by any person in any one calendar month of 54 gallons or less of butyl alcohol in the aggregate: *Provided*, That such person has not been specifically authorized to accept delivery of any quantity of such material during such month;

(2) The delivery by any producer or distributor to any person who shall certify to him in writing that he is entitled pursuant to paragraph (c) hereof to accept delivery: *Provided, however*, That no producer shall deliver an aggregate amount of butyl alcohol in any one calendar month pursuant to this paragraph (c) in excess of 2% of the amount of his estimated production of butyl alcohol for such month.

(3) The use by any producer in any calendar month of 54 gallons or less of butyl alcohol in the aggregate.

(d) Restrictions on operation of butyl alcohol facilities. No producer shall, unless otherwise authorized by War Production Board, operate any part of his equipment or facilities which are capable of producing normal butyl alcohol, except for the production of normal butyl alcohol. Applications for authorization shall be made by letter addressed to the Chemicals Division, War Production Board, setting forth fully the reasons for the application.

(e) Alterations of existing butyl alcohol facilities. No producer who has equipment or facilities for the production of normal butyl alcohol shall, unless otherwise authorized by War Production Board, alter such equipment or facilities in any way so as to impair the capacity for the production of normal butyl alcohol. Applications for authorization shall be made by letter addressed to the Chemicals Division, War Produc-

tion Board, setting forth fully the reasons for the application.

(f) Direction as to use of materials. War Production Board may from time to time issue directions to producers of normal butyl alcohol as to the kinds of raw materials which may be used in the production of normal butyl alcohol.

NOTE: Paragraphs (g), (h) and (i), formerly (d), (e) and (h) redesignated; former paragraphs (f) and (g) deleted Jan. 18, 1944.

(g) Applications for delivery of butyl alcohol and reports. (1) Each person seeking authorization to accept delivery of butyl alcohol during any calendar month, whether for his own consumption or resale (and each producer seeking authorization to use butyl alcohol during any calendar month), shall file application therefor on or before the 10th day of the month preceding the month for which authorization for delivery or use is requested, except that requests for delivery from a distributor shall be filed not later than the 7th day of the month. In each case, such application should be made on Form WPB-2945 in the manner prescribed therein, subject to the following special instructions:

(i) Copies of Form WPB-2945 may be obtained at local field offices of the War Production Board.

(ii) Five copies shall be prepared of which three shall be filed with War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-159, the fourth forwarded to supplier, and the fifth retained by applicant for his files. A separate set of Form WPB-2945 shall be forwarded to War Production Board and forwarded to supplier with respect to each grade of butyl alcohol for which authorization for acceptance of delivery is sought; viz, normal butyl alcohol, secondary butyl alcohol, tertiary butyl alcohol, isobutyl alcohol, normal butyl acetate, secondary butyl acetate and isobutyl acetate.

(iii) In the heading, under name of chemical, specify butyl alcohol; under WPB Order No., specify M-159; under unit of measure, specify pounds; under name of your company, specify name and mailing address; and specify the month and year for which authorization for acceptance of delivery is sought.

(iv) In Columns 1, 11 and 19, indicate grade in terms of the following:

Normal butyl alcohol  
Secondary butyl alcohol  
Tertiary butyl alcohol  
Isobutyl alcohol  
Normal butyl acetate  
Secondary butyl acetate  
Isobutyl acetate

(v) In Columns 3, 20 and 22, specify your primary product in terms of the following:

Dibutyl phthalate.  
Butyl xanthate.  
Nitrocellulose lacquer.  
Ethylene glycol monobutyl ether.  
Butyric Acid.

Oil additives.  
Insect repellants.  
Others (specify).  
Protective coating (specify).  
Butyl acetate.  
Hydraulic brake fluid.  
Resins and plastics.  
Medicinal and pharmaceutical.  
Butyl amines.  
Photographic and reproduction products.  
Resale (as butyl alcohol).

(vi) In Column 4, specify ultimate use of product. For example, if the "primary product" called for in Columns 3, 20 and 22 is "dibutyl phthalate", the "ultimate use of product" might be "smokeless powder". In the case where the primary product is a protective coating, show in Column 4 the article or material to which the coating is to be applied; for example, aircraft, shell casings. Specify in each case whether your customer is Army, Navy, other government agency, Lend-Lease or commercial customer, and give government specification number, if any.

(2) Each producer or distributor seeking authorization to make delivery of butyl alcohol during any calendar month shall file application on or before the 17th day of the month preceding the month for which authorization is requested. Such application shall be made on Form WPB-2946 in the manner prescribed herein, subject to the following special instructions:

(i) Copies of Form WPB-2946 may be obtained at local field offices of the War Production Board.

(ii) Four copies shall be prepared of which three shall be filed with War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-159, and the fourth retained by applicant. A separate set of Form WPB-2946 shall be filed for each grade of butyl alcohol for which authorization to deliver is sought; viz, normal butyl alcohol, secondary butyl alcohol, tertiary butyl alcohol, isobutyl alcohol, normal butyl acetate, secondary butyl acetate and isobutyl acetate.

(iii) Producers and distributors who have filed application on Form WPB-2945, specifying themselves as their suppliers, shall list their own names as customers on Form WPB-2946, and shall list their requests for allocation in the manner prescribed for other customers.

(iv) In the heading, under name of chemical, specify butyl alcohol; under WPB Order No., specify M-159; under name of company, state your name and mailing address; under unit of measure, specify pounds; and state the month and year during which deliveries covered by the application are to be made.

(v) List all customers alphabetically. The names of customers to whom small order deliveries are to be made during the next month pursuant to paragraph (c) of this order need not be given, but insert in Column 1 "Total small order deliveries (estimated)" and in Column 4 specify the estimated quantity. If it is necessary to use more than one sheet to list customers, number each sheet in order and show grand total for all sheets on the last sheet which is the only one that need be certified.

(vi) Column 5 may, at your discretion, be left blank.

(vii) Leave Column 6 blank.

(3) The War Production Board may require each person affected by this order to file such other reports as may be prescribed, and may issue other and further directions with respect to preparing and filing Forms WPB-2945 and 2946.

(h) *Notification of customers.* Each supplier shall notify his regular customers, as soon as possible, of the requirements of this order, but failure to receive such notice shall not excuse any person from complying with the terms hereof.

(i) *Miscellaneous provisions—(1) Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable provisions of War Production Board regulations, as amended from time to time.

(2) *Bureau of the Budget approval.* The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Note: Paragraphs (3), (4), formerly (2), (3), redesignated Jan. 18, 1944.

(3) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(4) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise directed, be addressed to: War Production Board, Chemicals Division, Washington 25, D. C., Ref: M-159.

Issued this 18th day of January 1944.

WAR PRODUCTION BOARD,  
By J. JOSEPH WHELAN,  
Recording Secretary.

[F. R. Doc. 44-931; Filed, January 18, 1944; 11:24 a. m.]

Chapter XI—Office of Price Administration

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[R.O. 1E; Amdt. 5]

MILEAGE RATIONING: TIRE REGULATIONS FOR THE TERRITORY OF HAWAII

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Ration Order 1E is amended in the following respects:

\*Copies may be obtained from the Office of Price Administration.  
†8 F.R. 12434, 13920.

1. Section 4.1 (a) (2) is amended to read as follows:

(2) To replace a tire or tube that cannot be repaired or recapped: *Provided*, That an applicant eligible for a Grade I tire under this Ration Order may be issued a certificate by the Board to replace a recappable tire upon turning in the recappable carcass.

2. Section 4.2 (d) (3) is amended to read as follows:

(3) No certificate for a tire or tube may be granted if the tire being replaced can be recapped unless the applicant is eligible for a Grade I tire or unless he can qualify under one of the provisions set forth in paragraph (e).

This amendment shall become effective January 20th, 1944.

(Pub. Law 671, 76th Cong.; E.O. 9125, 7 F.R. 2719; WPB Dir. 1, 7 F.R. 562, Supp. Dir. 1-Q, 7 F.R. 9121, General Order No. 48, 8 F.R. 2898)

Issued this 17th day of January 1944.

MELVIN C. ROBBINS,  
Territorial Director,  
Territory of Hawaii.

Approved:

GERALD A. BARRETT,  
Acting Regional Administrator,  
Region IX.

[F. R. Doc. 44-692; Filed, January 17, 1944; 4:41 p. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 4-1, Amdt. 6]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION IN ATLANTA DISTRICT

For the reasons set forth in the statement of considerations issued simultaneously herewith and under the authority vested in the Regional Administrator for Region IV of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, Executive Order 9250, Executive Order 9328, and General Order No. 50, section (e), Restaurant Maximum Price Regulation No. 4-1 is hereby amended in the following respects:

1. Section 5 is amended to read as set forth below:

SEC. 5. *No ceiling price for any food item or meal to be higher than the highest ceiling price for a food item or meal of the same class in the base period.* Under no circumstances are you permitted to charge a higher price for a food item or meal than your highest ceiling price for food items or meals of the same class offered in the seven-day period.

*Example 1.* If you figured an "in line" price for a new week-day dinner at \$1.25, and your highest ceiling price in the week-day dinner class is \$1.00, your ceiling price for the new dinner is \$1.00.

*Example 2.* If your highest ceiling price for any soup offered by you during the seven-day period is 15 cents, you may not offer any other soup at a higher price than 15 cents.

However, notwithstanding the provisions of this section and the provisions of section 1, if you customarily in the regular course of your business charged higher prices for meals or food items, including beverages, on Christmas Day, you may continue to charge such higher prices for Christmas Day for the year 1943, not, however, to exceed an increase of 15% above your regular Sunday prices established during the base period of this regulation. If you customarily in the regular course of your business charged higher prices for meals or food items, including beverages, on New Year's Day, you may continue to charge such higher prices for New Year's Day, January 1, 1944, not, however, to exceed an increase of 15% above your regular Sunday prices established during the base period of this regulation. In either of the above instances, if you have not established regular Sunday prices under the regulation, because of the fact that you did not operate on Sundays during the base period of the regulation, you may establish your maximum prices for Christmas Day 1943 and for New Year's Day, January 1, 1944, by taking the regular Sunday prices established under the regulation of the nearest eating or drinking place of the same type as yours, and add thereto the 15% increase permitted by this section.

This Amendment No. 6 to Restaurant Maximum Price Regulation No. 4-1 shall become effective December 20, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4631)

Issued this 17th day of December 1943.

JAMES C. DERIEUX,  
Regional Administrator.

[F. R. Doc. 44-693; Filed, January 17, 1944; 4:41 p. m.]

PART 1306—IRON AND STEEL

[RPS 49, Correction to Amdt. 16]

RESALE OF IRON AND STEEL PRODUCTS

Amendment No. 16 to Revised Price Schedule No. 49 is corrected in the following respects:

1. In § 1306.165 (b) (5) (i) *Area covered* the line which now reads "The entire State of West Virginia", is corrected to read as follows:

The following counties of West Virginia: Barbour, Boone, Braxton, Brooke, Cabell, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hancock, Hardy, Harrison, Jackson, Kanawha, Lewis, Lincoln, Logan, McDowell, Marion, Marshall, Mason, Mercer, Mineral, Mingo, Monongalia, Monroe, Nicholas, Ohio, Pendleton, Pleasants, Pocahontas, Preston, Putnam, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Tyler, Upshur, Wayne, Webster, Wetzel, Wirt, Wood, and Wyoming.

2. In § 1306.165 (b) (5) (ii) "Zone 5 Price Component Index" in the column entitled "F. Quality and merchandising" for the product "Enameling sheets" reference "F-5" is corrected to read "F-7".

3. In § 1306.165 (b) (5) (ii) Table A-1 entitled "Basing points" in the columns

headed "Cleveland, Ohio; Coatesville, Pa.; and Sparrows Point, Md." opposite the product "Black iron plates (such as Armco iron)" an "X" is inserted.

4. In § 1306.165 (b) (5) (ii) Table A-1 entitled "Basing points", the sentence at the bottom of the table which now reads "NOTE: For shipments to a destination within the switching limits of the City of Detroit, Michigan, the basing point on the commodities marked in the last column shall be Detroit, Michigan", is corrected to read as follows:

NOTE: For shipments to a destination within the switching limits of the City of Detroit, Michigan, and also in computing the shipping point price for shipments originating within the switching limits of Detroit, Michigan, the arbitrary basing point on the commodities marked in the last column shall be Detroit, Michigan.

5. In § 1306.165 (b) (5) (ii) Table G-3 entitled "Floor plates", the second and third items, respectively, are corrected to read as follows:

|                            |        |
|----------------------------|--------|
| 1/8" Standard pattern..... | \$1.50 |
| 1/8" Small pattern.....    | 1.50   |

6. In § 1306.165 (b) (5) (ii) Table G-10 entitled "Cold rolled sheets" in the division of the table entitled "A. Gauge and Width" in the column headed "U. S. Standard Gauge No. 11" for "Width, in inches: 32 and under" which now reads "\$0.15" is corrected to read "\$0.15".

7. In § 1306.165 (b) (5) (ii), Table G-10 entitled "Cold rolled sheets" the note appearing beneath the division of the table entitled "For galvanized steel, galvanized Armco iron, galvanized Toncan iron, and galvanized, use galvanized sheet gauge No.; long terme use U. S. Standard Gauge No." is deleted.

8. In § 1306.165 (b) (5) (ii), Table G-12 entitled "Enameling sheets" in the division of the table entitled "A. Gauge and Width" in the column headed "11" opposite "U. S. Standard Gauge No." the thickness ordering limits in inches now shown as ".01270 to 0.1121" is corrected to read "0.1270 to 0.1121".

9. In § 1306.165 (b) (5) (ii), Table G-14 entitled "Cold finished alloy steel bars" in the division of the table entitled "Hexagons" the heading "Rounds—continued" which appears between the sizes "3/16 to less than 1/4" and "1/4 to less than 3/8" is corrected to read "Hexagons—continued".

10. In § 1306.165 (b) (5) (ii), Table G-16 entitled "Stainless bars" in the division of the table entitled "Hot rolled bars" the first subdivision of the table is corrected to show a heading entitled "Rounds". The second subdivision of this table is corrected to show a subdivision heading entitled "Flats and Squares".

11. In § 1306.165 (b) (5) (ii) Table G-17 entitled "Stainless Steel Plate" in the division of the table entitled "Size and finish extras" in the column headed "Width in inches" the first line which now reads "10" to 16" incl" is corrected to read "10" to 18" incl".

12. In § 1306.165 (b) (5) (ii) Table G-18 entitled "Stainless steel angles", the division of this table entitled "Unequal leg angles", is corrected to read as follows:

## UNEQUAL LEG ANGLES

If shorter leg is equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$1.00 per 100 pounds. In case shorter leg is not equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$2.00 per 100 pounds.

13. In § 1306.165 (b) (5) (ii) Table H-1 entitled "Plate shearing extras" in subdivision entitled "B. Sketch plates" in the column headed "Under 1' to over 6'" under "Length" the figure opposite "over 1/2" inclusive" in Part I of this table which now reads "\$1.80" is corrected to read "\$1.85".

14. In § 1306.165 (b) (5) (ii) Table H-6 entitled "Hacksaw cutting carbon bars .60 mean of carbon and over and hot rolled and cold finished alloy bars", the first paragraph which now reads "Hack sawing charges per cut to any length 0'1" and over, of one cross-section, analysis and finish" is corrected to read "Hack sawing charges per cut to any one length 0'1" and over, of one cross-section, analysis and finish".

15. In § 1306.165 (b) (5) (ii) "Table 11-7" entitled "Flame cutting plate—con." is corrected to read "Table H-7 Flame cutting plates—Con.".

16. In § 1306.165 (b) (5) (ii) Table K-2 entitled "Pickling extras" under subtitle "B. Job pickling extras applying on material pickled for specific customer's orders by a local shop or by the person making the sale", the sub-divisions entitled "1. Hot rolled sheets" and "2. Plates" are corrected to read as follows:

1. Hot Rolled Sheets. The extras listed in A above plus \$0.25 per 100 lbs.  
2. Plates. The extras listed in A above plus \$0.20 per 100 lbs.

17. In § 1306.165 (b) (6) (i) Area covered, the list of cities appearing after the following: "Zone 6 shall consist of the entire State of Illinois except the cities of:" is corrected to read as follows:

Bixby, Brooklyn, Cahokia, Dupo, East St. Louis, Falling Springs, Granite City, I & M Junction, Madison, Monsanto, National City, National Stock Yards, Prairie du Pont, Rose Lake, Tolson, Valley Junction, Venice, and Vulcan.

18. In § 1306.165 (b) (6) (ii) "Zone six price component index" under the heading entitled "A. Basing point", opposite the product "Galvanized iron sheets, (such as Armco, Toncan iron, etc.)" the three cities which now read "Pgn, Midltn, Yngstn" are corrected to read "Pgh, Midltn, Yngstn".

19. In § 1306.165 (b) (6) (ii) Table E-5 entitled "Cold rolled round edge flat wire" the second item which now reads "100 lbs. to 299 lbs." is corrected to read "100 lbs. to 299 lbs.", the reference "lbs." being corrected to read "lbs.".

20. In § 1306.165 (b) (6) (ii) Table G-3 entitled "Floor Plates", the second and third items, respectively, are corrected to read as follows:

|                            |        |
|----------------------------|--------|
| 1/8" Standard pattern..... | \$1.50 |
| 1/8" Small pattern.....    | 1.50   |

21. In § 1306.165 (b) (6) (ii) Table G-18 entitled "Stainless bars" in the division of the table entitled "Hot rolled

bars" the first sub-division of the table is corrected to show a sub-division heading entitled "Rounds". The second sub-division of this table is corrected to show a sub-division heading, entitled "Flats and Squares".

22. In § 1306.165 (b) (6) (ii) Table G-20 entitled "Stainless Steel Angles", the division of this table entitled "Unequal Leg Angles" is corrected to read as follows:

## UNEQUAL LEG ANGLES

If shorter leg is equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$1.00 per 100 pounds. In case shorter leg is not equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$2.00 per 100 pounds.

23. In § 1306.165 (b) (6) (ii) Table H-1 entitled "Plate shearing extras" in subdivision entitled "B. Sketch plates" in the column headed "Under 1' to over 6'" under "Length" the figure opposite "over 1/2" to 1" inclusive" in Part I of this table which now reads "\$1.80" is corrected to read "\$1.85".

24. In § 1306.165 (b) (6) (ii) Table H-1 entitled "Plate shearing extras" in the division of the table entitled "B. Sketch Plates" the column under "Length" which now reads "Under 3' to 3'" is corrected to read "Under 3' to 2'".

25. In § 1306.165 (b) (6) (ii) Table H-6 entitled "Hacksaw cutting carbon bars .60 mean of carbon and over and hot rolled and cold finished alloy bars", the first paragraph which now reads "Hack sawing charges per cut to any length 0'1" and over, of one cross-section, analysis and finish" is corrected to read "Hack sawing charges per cut to any one length 0'1" and over, of one cross-section, analysis and finish."

26. In § 1306.165 (b) (6) (ii) table H-13 entitled "Cold rolled strip and round edge flat wire cut to length" the column under "Thickness" which now reads "0.171 to 0.021" is corrected to read "0.0171 to 0.021".

27. In § 1306.165 (b) (6) (ii) Table K-2 entitled "Pickling extras" under subtitle "B. Job pickling extras applying on material pickled for specific customer's orders by a local shop or by the person making the sale", the sub-divisions entitled "1. Hot rolled sheets" and "2. Plates" are corrected to read as follows:

1. Hot rolled sheets. The extras listed in A above plus \$0.25 per 100 lbs.  
2. Plates. The extras listed in A above plus \$0.20 per 100 lbs.

28. In § 1306.165 (b) (7) (ii) "Zone seven price component index" in column "F. Quality and merchandising", opposite the item "Hot rolled strip, (except AISI C-1095)" which now reads "F-4" is corrected to read "None".

29. In § 1306.165 (b) (7) (ii) "Zone seven price component index" in column "F. Quality and merchandising" opposite the item "Tire steel: 3/16" and lighter" which now reads "F-2" is corrected to read "None".

30. In § 1306.165 (b) (7) (ii) Table C-2, the second paragraph of this table which now reads "(2) The less than carload rate of freight in effect at the time of

shipment from St. Paul, Minnesota, to destination", is corrected to read as follows: "(2) The less than carload rate of freight in effect at time of shipment from St. Paul, Minnesota, or Minneapolis, Minnesota, to destination, whichever is less."

31. In § 1306.165 (b) (7) (ii) Table F-5, entitled "Hot rolled sheets", the first item which reads "Stretcher leveled galvanized—\$0.40" is corrected to be listed under Table F-7 which is entitled "Coated sheets", and shall be the first line of Table F-7.

32. In § 1306.165 (b) (7) (ii) Table F-5 entitled "Hot rolled sheets", the portion of this table covering Uniform blue pickled and oiled is corrected to read as follows:

Uniform blue ----- \$0.40

33. In § 1306.165 (b) (7) (ii) Table G-1 entitled "Carbon steel structural shapes", that portion of the sub-paragraph which is continued on a second page is corrected to be titled "Table G-1 carbon steel structural shapes (Continued)", instead of "Wide flange sections—Continued".

34. In § 1306.165 (b) (7) (ii) Table G-3 entitled "Floor plates", the second and third items, respectively, are corrected to read as follows:

3/8" Standard pattern ----- \$1.50  
1/8" Small pattern ----- 1.50

35. In § 1306.165 (b) (7) (ii) Table G-18 entitled "Stainless bars" in the division of the table entitled "Hot rolled bars" the first sub-division of the table is corrected to show a sub-division heading entitled "Rounds". The second sub-division of this table is corrected to show a sub-division heading entitled "Flats and squares".

36. In § 1306.165 (b) (7) (ii) Table G-20 entitled "Stainless steel angles", the division of this table entitled "Unequal leg angles" is corrected to read as follows:

UNEQUAL LEG ANGLES

If shorter leg is equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$1.00 per 100 pounds. In case shorter leg is not equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$2.00 per 100 pounds.

37. In § 1306.165 (b) (7) (ii), Table H-1 entitled "Plate shearing extras" in the division of the table "B. Sketch plates" the sub-heading of the fifth column under the heading "Length" which now reads "Under 1' to over 6'" is corrected to read "Under 1' to over 6'".

38. In § 1306.165 (b) (7) (ii) Table H-1 entitled "Plate shearing extras" in the sub-division entitled "B. Sketch plates" in the column headed "Under 1' to over 6'" under "Length" the figure "over 1/2" to 1" inclusive" in Part I of this table which now reads "\$1.80" is corrected to read "\$1.85".

39. In § 1306.165 (b) (7) (ii) Table H-6 entitled "Hacksaw cutting carbon bars .60 mean of carbon and over and hot rolled and cold finished alloy bars", the first paragraph which now reads "Hack sawing charges per cut to any

length 0'1" and over, of one cross-section, analysis and finish" is corrected to read "Hack sawing charges per cut to any one length 0'1" and over, of one cross-section, analysis and finish".

40. In § 1306.165 (b) (7) (ii) table K-2 entitled "Pickling extras" under sub-title "B. Job pickling extras applying on material pickled for specific customer's orders by a local shop or by a person making the sale"; the sub-divisions entitled "1. Hot rolled sheets" and "2. Plates" are corrected to read as follows:

1. Hot rolled sheets. The extras listed in A above plus \$0.25 per 100 lbs.
2. Plates. The extras listed in A above plus \$0.20 per 100 lbs.

41. In § 1306.165 (b) (8) (i) "Area Covered" the list of cities in the paragraph which reads, "Only the following cities of Illinois east of St. Louis" is corrected to include the following list of cities:

Bixby, Brooklyn, Cahokia, Dupon, East St. Louis, Falling Springs, Granite City, L & M Junction, Madison, Monsanto, National City, National Stock Yards, Prairie du Pont, Rose Lake, Tolson, Valley Junction, Venice, and Vulcan.

42. In § 1306.165 (b) (8) (ii) "Zone eight price component index," in Column "F. Quality and merchandising" opposite the item "Hot rolled strip (except AISI C-1095)" which reads "F-4" is corrected to read "None".

43. In § 1306.165 (b) (8) (ii) "Zone eight price component index," in Column "F. Quality and merchandising" opposite the item "Tire steel: 3/16" and lighter" which now reads "F-2" is corrected to read "None".

44. In § 1306.165 (b) (8) (ii) Table F-3 entitled "Cold finished carbon bars", the first item which now reads "B1111, \$1.10" is corrected to read "B1111, \$0.10".

45. In § 1306.165 (b) (8) (ii) Table G-3 entitled "Floor plates", the second and third items, respectively, are corrected to read as follows:

3/8" Standard pattern ----- \$1.50  
1/8" Small pattern ----- 1.50

46. In § 1306.165 (b) (8) (ii) Table G-18 entitled "Stainless bars" in the division of the table entitled "Hot rolled bars" the first sub-division of the table is corrected to show a sub-division heading entitled "Rounds". The second sub-division of this table is corrected to show a sub-division heading entitled "Flats and squares".

47. In § 1306.165 (b) (8) (ii) Table G-20 entitled "Stainless steel angles," the division of this table entitled "Unequal leg angles" is corrected to read as follows:

UNEQUAL LEG ANGLES

If shorter leg is equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$1.00 per 100 pounds. In case shorter leg is not equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$2.00 per 100 pounds.

48. In § 1306.165 (b) (8) (ii) Table H-1 entitled "Plate shearing extras" in the division of the table "B. Sketch plates" the sub-headings of the third,

fourth and fifth columns under the heading "Length" which now read "Under 3' to 2'", "Under 1' to 1'", and "Under 1' to over 6'" are corrected to read "Under 3' to 2'", "Under 2' to 1'", and "Under 1' to 6'" respectively.

49. In § 1306.165 (b) (8) (ii) Table H-1 entitled "Plate shearing extras" in sub-division entitled "B. Sketch plates" in the column headed "Under 1' to over 6'" under "Length" the figure opposite "over 1/2" to 1" inclusive" in Part I of this table which now reads "\$1.80" is corrected to read "\$1.85".

50. In § 1306.165 (b) (8) (ii) Table H-6 entitled "Hacksaw cutting carbon bars .60 mean of carbon and over and hot rolled and cold finished alloy bars", the first paragraph which now reads "Hack sawing charges per cut to any length 0'1" and over, of one cross-section, analysis and finish" is corrected to read "Hack sawing charges per cut to any one length 0'1" and over, of one cross-section, analysis and finish".

51. In § 1306.165 (b) (8) (ii) Table K-1 entitled "Galvanizing extras" under sub-title "B. Differentials" the last line which now reads "30,000 and over—less 25%" is corrected to read "36,000 lbs. and over, Less 25%".

52. In § 1306.165 (b) (8) (ii) Table K-1 entitled "Galvanizing extras" under sub-title "C. List Prices" under the sub-division entitled "Angles and tees (bar sizes)" the last item which now reads "All sizes 5/16" Angles and Tees—20" is corrected to read "All sizes 5/16" Angles and Tees, \$2.20".

53. In § 1306.165 (b) (8) (ii) Table K-2 entitled "Pickling extras" under sub-title "B. Job pickling extras applying on material pickled for specific customer's orders by a local shop or by the person making the sale", the sub-divisions entitled "1. Hot rolled sheets" and "2. Plates" are corrected to read as follows:

1. Hot Rolled Sheets. The extras listed in A above plus \$0.25 per 100 lbs.
2. Plates. The extras listed in A above plus \$0.20 per 100 lbs.

54. In § 1306.165 (b) (9) (ii) in the division headed "Table E-9—Stainless steel", the line which reads "Table E-9—Stainless Steel—Continued" is hereby deleted.

55. In § 1306.165 (b) (9) (ii) Table C-3 entitled "Floor plates", the second and third items, respectively, are corrected to read as follows:

3/8" Standard pattern ----- \$1.50  
1/8" Small pattern ----- 1.50

56. In § 1306.165 (b) (9) (ii) Table G-18 entitled "Stainless bars" in the division of the table entitled "Hot rolled bars" the first sub-division of the table is corrected to show a sub-division heading entitled "Rounds". The second sub-division of this table is corrected to show a sub-division heading entitled "Flats and squares".

57. In § 1306.165 (b) (9) (ii) Table G-20 entitled "Stainless steel angles", the division of this table entitled "Unequal leg angles" is corrected to read as follows:

UNEQUAL LEG ANGLES

If shorter leg is equal to or greater than three-quarters of longer leg, apply extra for

equal leg angle of length and thickness of shorter leg plus \$1.00 per 100 pounds. In case shorter leg is not equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$2.00 per 100 pounds.

58. In § 1306.165 (b) (9) (ii) in the table reading "Table G-20—Stainless steel angles" those lines which read "Table G-20—Stainless steel angles—Continued" are hereby deleted.

59. In § 1306.165 (b) (9) (ii) Table H-1 entitled "Plate shearing extras" in sub-division entitled "B. Sketch plates" in the column headed "Under 1' to over 6'" under "Length" the figure opposite "over ½", to 1" inclusive" in Part I of this table which now reads "\$1.80" is corrected to read "\$1.85".

60. In § 1306.165 (b) (9) (ii) Table H-6 entitled "Hacksaw cutting carbon bars .60 mean of carbon and over and hot rolled and cold finished alloy bars" the first paragraph which now reads "Hack sawing charges per cut to any length 0'1" and over, of one cross-section, analysis and finish" is corrected to read "Hack sawing charges per cut to any one length 0'1" and over, of one cross-section, analysis and finish".

61. In § 1306.165 (b) (9) (ii) in the table headed "Stainless steel angles" those lines which read "Table H-12—Stainless steel angles—Continued" are hereby deleted.

62. In § 1306.165 (b) (9) (ii) Table K-2 entitled "Pickling extras" under subtitle "B. Job pickling extras applying on material pickled for specific customer's orders by a local shop or by the person making the sale", the sub-divisions entitled "1. Hot rolled sheets" and "2. Plates" are corrected to read as follows:

1. *Hot rolled sheets.* The extras listed in A above plus \$0.25 per 100 pounds.
2. *Plates.* The extras listed in A above plus \$0.20 per 100 pounds.

63. In § 1306.165 (b) (10) (ii) in the table headed "Table B-7—Stainless steel and electrical sheets" those lines which read "Table B-7—Stainless steel and electrical sheets—Continued" are hereby deleted.

64. In § 1306.165 (b) (10) (ii) Table G-3 entitled "Floor plates", the second and third items, respectively, are corrected to read as follows:

|                          |        |
|--------------------------|--------|
| ½" Standard pattern..... | \$1.50 |
| ½" Small pattern.....    | 1.50   |

65. In § 1306.165 (b) (10) (ii) Table H-12 entitled "Galvanized steel, galvanized Armco iron, galvanized Toncan iron, galvanized, and long terne sheets" is corrected to read as follows: "Table G-12 Galvanized steel, galvanized Armco iron, galvanized Toncan iron, galvanized, and long terne sheets."

66. In § 1306.165 (b) (10) (ii) Table G-18 entitled "Stainless bars" the division of the table entitled "Hot rolled bars" the first sub-division of the table is corrected to show a sub-division heading entitled "Rounds". The second sub-division of this table is corrected to show a sub-division heading entitled "Flats and squares".

67. In § 1306.165 (b) (10) (ii) Table G-20 entitled "Stainless steel angles",

the division of this table entitled "Unequal leg angles" is corrected to read as follows:

#### UNEQUAL LEG ANGLES

If shorter leg is equal to or greater than three quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$1.00 per 100 pounds. In case shorter leg is not equal to or greater than three-quarters of longer leg, apply extra for equal leg angle of length and thickness of shorter leg plus \$2.00 per 100 pounds.

68. In § 1306.165 (b) (10) (ii), Table H-1 entitled "Plate shearing extras" in the division of the table entitled "A. Rectangular Plates" the sub-heading of the fifth column under the heading "Length" which now reads "Under 1' to over 6'" is corrected to read "Under 1' to over 6'".

69. Section 1306.165 (b) (10) (ii) Table H-1 entitled "Plate shearing extras" in sub-division entitled "B. Sketch Plates" in the column headed "Under 1' to over 6'" under "Length" the figure opposite "over ½" to 1" inclusive" in Part I of this table which now reads "\$1.80" is corrected to read "\$1.85".

70. In § 1306.165 (b) (10) (ii) Table H-6 entitled "Hacksaw cutting carbon bars .60 mean of carbon and over and hot rolled and cold finished alloy bars", the first paragraph which now reads "Hack sawing charges per cut to any length 0'1" and over, of one cross-section, analysis and finish" is corrected to read "Hack sawing charges per cut to any one length 0'1" and over, of one cross-section, analysis and finish".

71. In § 1306.165 (b) (10) (ii) Table K-2 entitled "Pickling extras" under subtitle "B. Job pickling extras applying on material pickled for specific customer's orders by a local shop or by the person making the sale", the sub-divisions entitled "1. Hot rolled sheets" and "2. Plates" are corrected to read as follows:

1. *Hot rolled sheets.*—The extras listed in A above plus \$0.25 per 100 lbs.
2. *Plates.* The extras listed in A above plus \$0.20 per 100 lbs.

This correction shall be effective January 24, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328)

Issued this 18th day of January 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-932; Filed, January 18, 1944; 11:30 a. m.]

#### PART 1437—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[Rev. SR 1 to GMPR, Amdt. 44]

#### SEED FLAX TOW

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

A new section 2.4 (c) is added to read as follows:

\*Copies may be obtained from the Office of Price Administration.

(c) Seed flax tow, on condition, however, that on or before February 1, 1944, the seller file with the Office of Price Administration in Washington, D. C., a statement showing his highest selling price during March 1942, to each of the persons to whom he made deliveries in that month, and declaring the selling price he intends to charge each purchaser after January 23, 1944, and on the further condition that no prospective price thus reported to the Office of Price Administration may thereafter be changed unless seller shall first have given at least 30 days notice in writing to the Office of Price Administration, Washington, D. C. Nothing in this section 2.4 (c) shall apply to fiber flax tow.

This amendment shall become effective January 24, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 18th day of January 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-934; Filed, January 18, 1944; 11:31 a. m.]

#### PART 1435—NONFERROUS MILL AND MACHINE PRODUCTS

[MPR 377, Amdt. 2]

#### DIE CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Maximum Price Regulation 377 is amended in the following respects:

1. Section 1 is amended to read as follows:

SECTION 1. *Persons covered.* This regulation applies to any person who sells die castings which he has produced or which have been produced by his subsidiary or affiliate. However, nothing in this regulation or in the General Maximum Price Regulation<sup>2</sup> shall apply to any sale or delivery of die castings by any person whose total deliveries of die castings, including dies, were less than \$100,000 during the most recent period of four completed calendar quarters, except that the person must file a report on OPA Form 677:667 (set forth as section 32 of this regulation). "Calendar quarters," for the purpose of this regulation, are the three month periods beginning, respectively, on January 1, April 1, July 1 and October 1 of each year. The report must be filed on or before January 15 (except that in 1944, the report must be filed on or before February 15), April 15, July 15 and October 15 of each year and must state dollar value of deliveries of all products and dollar value of deliveries of die castings, including dies, for the next preceding period of four calendar quarters.

<sup>1</sup> 8 F.R. 5746, 13982.

<sup>2</sup> 8 F.R. 3096, 3849, 4347, 4486, 4724, 4979, 4848, 6047, 6962, 8511, 9025, 9901, 11955, 13724.

2. Section 32 is amended to read as follows:

SEC. 32. *Quarterly report on dollar value of deliveries of die castings and dies by companies exempt under section 1 of MPR 377.*

Budget Bureau Approval No. 08-R407.1. Expires 5-31-45.

OFFICE OF PRICE ADMINISTRATION  
WASHINGTON, D. C.  
*Die Castings*  
OPA Form 677:667

QUARTERLY REPORT ON DOLLAR VALUE OF DELIVERIES OF DIE CASTINGS AND DIES BY COMPANIES EXEMPT UNDER SEC. 1 OF MPR 377

This form must be filed in the Washington office of OPA on or before the 15th of January, April, July, or October by any company exempt under Sec. 1 of MPR 377. Any company with deliveries of less than \$100,000 of die castings (including dies) during the preceding period of four calendar quarters is exempt from regulation.

Name of Company: \_\_\_\_\_  
Address: \_\_\_\_\_  
City and State: \_\_\_\_\_  
Dollar value of deliveries in the immediately preceding calendar quarter ended \_\_\_\_\_, 194...:  
(a) of all products \_\_\_\_\_  
(b) of die castings (including dies) \_\_\_\_\_  
Dollar value of deliveries in the period of four calendar quarters ended \_\_\_\_\_, 194...:  
(a) of all products \_\_\_\_\_  
(b) of die castings (including dies) \_\_\_\_\_

The statements of fact in this report are known to the undersigned to be true and correct, and any estimates given are believed to be correct.

(Signed) \_\_\_\_\_  
(Title) \_\_\_\_\_

Date: \_\_\_\_\_

This amendment shall become effective February 1, 1944.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 18th day of January 1944.

CHESTER BOWLES,  
*Administrator.*

[F. R. Doc. 44-933; Filed, January 18, 1944; 11:30 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[RO 18, Rev. Supp. 1, Amdt. 9]

MEAT, FATS, FISH AND CHEESES

Section 1407.3027 (e) (5) is added to read as follows:

(5) Red stamps numbered "8" from "A" to "M", inclusive, in War Ration Book IV, are good for 10 points each. Beginning January 17, 1944 they may be given up by consumers and accepted by primary distributors under the provisions of section 3.2 (a) of Ration Order 16.

This amendment shall become effective January 17, 1944.

<sup>1</sup> 8 F.R. 16834, 16839, 17372, 16893, 17278, 17306; 9 F.R. 105, and 184.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; and Supp. Dir. 1-M, 7 F.R. 8234; Food Directive 1, 8 F.R. 827; Food Dir. 3, 8 F.R. 2005; Food Dir. 5, 8 F.R. 2251; Food Dir. 6, 8 F.R. 3471; Food Dir. 7, 8 F.R. 3471)

Issued this 17th day of January 1944.

CHESTER BOWLES,  
*Administrator.*

[F. R. Doc. 44-891; Filed, January 17, 1944; 4:41 p. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 4-1, Amdt. 5]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION IN ATLANTA DISTRICT

For the reasons set forth in the statement of considerations issued simultaneously herewith and under the authority vested in the Regional Administrator for Region IV of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, Executive Order 9250, Executive Order 9328, and General Order No. 50, section (e), Restaurant Maximum Price Regulation No. 4-1 is hereby amended in the following respects:

1. Section 5 is amended to read as set forth below:

SEC. 5. *No ceiling price for any food item or meal to be higher than the highest ceiling price for a food item or meal of the same class in the base period.* Under no circumstances are you permitted to charge a higher price for a food item or meal than your highest ceiling price for food items or meals of the same class offered in the seven-day period.

*Example 1.* If you figured an "in line" price for a new week-day dinner at \$1.25, and your highest ceiling price in the week-day dinner class is \$1.00, your ceiling price for the new dinner is \$1.00.

*Example 2.* If your highest ceiling price for any soup offered by you during the seven-day period is 15 cents, you may not offer any other soup at a higher price than 15 cents.

However, notwithstanding the provisions of this section and the provisions of section 1, if you customarily in the regular course of your business charged higher prices for meals or food items, including beverages, on Thanksgiving Day, you may continue to charge such higher prices for Thanksgiving Day for the year 1943, not, however, to exceed an increase of 15% above your regular Sunday prices established during the base period of this regulation.

This Amendment No. 5 to Restaurant Maximum Price Regulation No. 4-1 shall become effective November 22, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 22d day of November 1943.

JAMES C. DERIEUX,  
*Regional Administrator.*

[F. R. Doc. 44-935; Filed, January 18, 1944; 11:31 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 10—INSURANCE

OPTIONAL SETTLEMENT

§ 10.3063 *Mode of payment at death or disability.* United States Government life insurance is payable in monthly installments of \$5.75 for each \$1,000 insurance in the event of total permanent disability of the insured or of his death unless one of the optional settlements is selected as provided in § 10.3063, then, in the event of the death of the insured, the insurance is payable in accordance with the optional settlement so selected. (January 24, 1944.)

§ 10.3064 *Selection, recording, revocation, and election.* The insured under a United States Government life insurance policy may select one of the optional settlements set forth in § 10.3063, but notice of the selection shall not be valid unless and until it is recorded in the Veterans' Administration. The insured may revoke his selection of the optional settlement, but the revocation shall not be valid unless and until it is recorded in the Veterans' Administration. If the insured does not select one of the optional settlements, then he shall be deemed to have made no election, and the insurance shall be payable in 240 monthly installments, unless an election under option 2, 3 or 4 is made by the beneficiary.

§ 10.3065 *Election of optional settlement by beneficiary.* If the insured under a United States Government life insurance policy has not selected one of the optional settlements then at the death of the insured the designated beneficiary may elect to receive settlement under option 2, 3 or 4, as provided in § 10.3063, but such an election by the beneficiary shall not be valid unless and until it is recorded in the Veterans' Administration. If the insured has selected an optional settlement then at the death of the insured the designated beneficiary may elect to receive the proceeds of insurance in installments spread over a greater period of time than that selected by the insured and in accordance with the following provisions:

(a) If the insured has selected option 1, the beneficiary may elect to receive payment under option 2, 3 or 4.

(b) If the insured has selected option 2 with monthly installments not in excess of 120, the beneficiary may elect to receive payment in a greater number of installments under option 2, or may elect to receive payment under option 3 or 4.

(c) If the insured has selected option 2 with monthly installments in excess of 120, the beneficiary may elect to receive payment in a greater number of installments under option 2, or may elect to receive payment under option 3.

(d) If the insured has selected option 3, and named no contingent beneficiary, the beneficiary may elect to receive payment under option 4.

(e) If the insured has selected option 4, the beneficiary may elect to receive payment under option 3.

If the insured has selected settlement under option 1, a beneficiary who has

ected to receive payment under options 2, 3 or 4 may elect to receive the commuted value of any remaining unpaid installments certain (240 less the number paid in case of option 3, or 120 less the number paid in the case of option 4). Settlement under any one of the options or payment to the beneficiary of said commuted value shall be in full and complete discharge of all liability under the contract.

§ 10.3068 *Options.* The optional settlements under a United States Government life insurance policy in lieu of the monthly installments of \$5.75 per thousand are as follows:

*OPTION 1. Insurance payable in one sum.* Settlement under this option will be made only when selected by the insured during his lifetime or by his last will and testament. When such selection has been made, the face amount will be payable in one sum at the maturity of the policy by death.

*OPTION 2. Insurance payable in elected installments.* The installments noted below will be payable for an agreed number of months (not less than 36) to the designated beneficiary, but if such beneficiary dies before the agreed number of monthly installments have been paid, the remaining unpaid monthly installments will be payable in accordance with the beneficiary provisions of the policy.

*Amount of Installment for Each \$1,000 of Insurance*

| Number of monthly installments: |         |
|---------------------------------|---------|
| 36                              | \$29.19 |
| 48                              | 22.27   |
| 60                              | 18.12   |
| 72                              | 15.35   |
| 84                              | 13.38   |
| 96                              | 11.90   |
| 108                             | 10.75   |
| 120                             | 9.83    |
| 132                             | 9.09    |
| 144                             | 8.46    |
| 156                             | 7.94    |
| 168                             | 7.49    |
| 180                             | 7.10    |
| 192                             | 6.78    |
| 204                             | 6.47    |
| 216                             | 6.20    |
| 228                             | 5.97    |
| 240                             | 5.75    |

*OPTION 3. Insurance payable in installments throughout life.* The installments noted below will be payable throughout the lifetime of the designated beneficiary, but if such designated beneficiary dies before 240 such installments have been paid, the remaining unpaid monthly installments will be payable in accordance with the beneficiary provisions of the policy.

*Amount of Installment for Each \$1,000 of Insurance*

| Age of beneficiary at time of death of the insured (years): |        |
|---|--------|
| 10  | \$3.87 |
| 15  | 3.75   |
| 20  | 3.84   |
| 25  | 3.96   |
| 30  | 4.11   |
| 35  | 4.30   |
| 40  | 4.52   |
| 45  | 4.79   |
| 50  | 5.07   |
| 55  | 5.35   |
| 60  | 5.56   |
| 65  | 5.70   |
| 70  | 5.75   |
| 75  | 5.75   |

Amounts of monthly installments for other ages will be calculated in accordance with the same formula as used in calculating the above table.

*OPTION 4. Insurance payable in installments throughout life.* The installments noted below will be payable throughout the lifetime of the designated beneficiary, but if such designated beneficiary dies before 120 such installments have been paid, the remaining unpaid monthly installments will be payable in accordance with the beneficiary provisions of the policy.

*Amount of Installment for Each \$1,000 of Insurance*

| Age of beneficiary at time of death of the insured (years): |        |
|---|--------|
| 10  | \$3.78 |
| 15  | 3.86   |
| 20  | 3.97   |
| 25  | 4.11   |
| 30  | 4.28   |
| 35  | 4.50   |
| 40  | 4.79   |
| 45  | 5.17   |
| 50  | 5.67   |
| 55  | 6.30   |
| 60  | 7.07   |
| 65  | 7.92   |
| 70  | 8.74   |
| 75  | 9.40   |
| 80  | 9.77   |
| 85  | 9.83   |

Amounts of monthly installments for other ages will be calculated in accordance with the same formula as used in calculating the above table.

(43 Stat. 608, 624, as amended; 46 Stat. 1016; 38 U.S.C. 11, 11a, 426, 511, 512)

Effective January 24, 1944.

FRANK T. HINES,  
Administrator.

[F. R. Doc. 44-890; Filed, January 17, 1944; 4:16 p. m.]

Notices

DEPARTMENT OF JUSTICE.

[Admiralty No. 461]

INSURANCE POLICY COVERING LIFE OF ROBERT R. EAST

In the District Court of the United States for the Eastern District of Texas, Beaumont Division.

The President of the United States to the unknown spouses, children and heirs at law of Robert R. East, Deceased.

Whereas, a libel in personam has been filed in the District Court of the United States for the Eastern District of Texas, Beaumont Division on the 24th day of December, 1942, by Unida Cops, against the United States of America in Cause No. 461, in Admiralty, Civil and Maritime, wherein the said Unida Cops seeks to recover the sum of \$5000.00 under the terms of a War Shipping Administration Crew Life and Injury Policy covering the life of Robert R. East, a member of the crew of the American Vessel *Libre*, in which cause the United States of America has filed a Bill of Interpleader pursuant to the Act approved March 24, 1943, Public Law No. 17, 78th Congress, and has deposited in the Registry of the Court in this cause, the said sum of \$5000.00, by which said Bill of Interpleader the United States of America has impleaded, among claimants, the unknown spouses, children and heirs at

law of the said Robert R. East, whose ages, names, addresses, and places of domicile are unknown, a certified copy of said Bill of Interpleader being attached hereto;

Now therefore, you and each of you are hereby commanded and directed to be and appear before the said court, to be held at the City of Beaumont, in and for the Eastern District of Texas, on the 28th day of February, 1944, at 10:00 o'clock in the forenoon of said day, and to then and there answer the said Bill of Interpleader and to then and there interpose any claim which you and each of you might have in and to the proceeds of said Crew Life and Injury Policy and to make your allegations in that behalf.

Witness the Honorable Randolph Bryant, Judge of said Court, and the seal thereof, at Beaumont, Texas, this the 8th day of January, 1944.

RUTH B. HEAD,  
Clerk, U. S. District Court,  
Eastern District of Texas.

By HATTIE BANKS,  
Deputy.

UNIDA COPS, LIBELANT, VS. UNITED STATES OF AMERICA, RESPONDENT, IN ADMIRALTY 461

RESPONDENT'S ANSWER AND BILL OF INTERPLEADER

Comes now the Respondent, United States of America, through Steve M. King, United States Attorney for the Eastern District of Texas, at the direction of the Attorney General of the United States, and files this its Answer and Bill of Interpleader in this Libel, and in support thereof represents unto the Court:

1. Respondent admits that it issued through the War Shipping Administration a Crew Life and Injury Policy covering the loss of life of the Master, officers and crew of the American Vessel "*Libre*", which said policy was in effect at the time of the death of Robert R. East, who was a member of the crew of said vessel. Respondent admits that it is liable in the sum of Five Thousand Dollars (\$5,000.00) to the person or persons entitled thereto under the terms of said policy, and by reason of the death of the said Robert R. East, and Respondent herewith deposits in the Registry of the Court the said sum of Five Thousand Dollars (\$5,000.00), being the amount of the total liability of Respondent as and for the death of the said Robert R. East.

2. That Libellant, Unida Cops, is a resident citizen of Jefferson County, Texas, and is an inhabitant of the Beaumont Division of the Eastern District of Texas. That in addition to the claim of the Libellant to the proceeds of said insurance, Respondent says that other persons claim the proceeds of said insurance and that a dispute exists as to the person or persons entitled to receive the payment of said insurance, and that pursuant to the Act approved March 24, 1943, Public Law No. 17, 78th Congress, Respondent files this Bill of Interpleader to the end that this Court may judicially ascertain the person or persons entitled to the proceeds of said insurance.

3. That Margaret East, 776 Fannin Street, Beaumont, Jefferson County Texas, is designated on the Crew List of the S/S "*Libre*" as the wife of Robert R. East, and the said Margaret East is claiming or may claim the proceeds of said insurance.

That Irene East of Mobile, Alabama, also claims to be the surviving wife of the said Robert R. East, and also claims the proceeds of said insurance.

That Mary East of Fairford, Alabama, claims to be the mother of the said Robert R.

East and as such mother also claims the proceeds of said insurance.

That by reason of the fact that at least two women claim to be the wife of the said Robert R. East, there may be other women claiming to be his wife and who may assert a claim to said insurance, and there may be children and other heirs at law of the said Robert R. East who may assert a claim or claims to said insurance. That the names, ages, addresses and places of domicile of such unknown spouses, children and heirs at law of the said Robert R. East are unknown and cannot be ascertained and said unknown spouses, children and heirs at law are made parties hereto by this Bill of Interpleader.

4. Wherefore, Respondent prays:

1. That appropriate process issue and be served upon Margaret East, if found within the Eastern District of Texas;

2. That as to the persons made parties by this Bill of Interpleader who are not inhabitants or found within the Eastern District of Texas, the Court enter an order herein directing the manner in which service shall be obtained upon such persons, that is, whether personally or by publication or in such other reasonable manner as the Court may direct;

3. That as to the unknown spouses, children and heirs at law of the said Robert R. East who are made parties herein by this Bill of Interpleader, the Court direct that service be had upon such unknown persons by publication in the FEDERAL REGISTER;

4. That the Court judicially ascertain the person or persons entitled to receive the said sum of Five Thousand Dollars (\$5,000.00), and that upon such ascertainment the Respondent be finally discharged from all liability arising out of the issuance of said policy of insurance and the death of the said Robert R. East.

STEVE M. KING,  
United States Attorney,  
JOHN D. RIENSTRA,  
Assistant U. S. Attorney,  
Proctors for respondent.

Upon consideration of the foregoing Bill of Interpleader filed herein by the United States of America, the Court here and now directs, pursuant to the Act approved March 24, 1943, Public Law No. 17, 78th Congress, that the unknown spouses, children and heirs at law of the said Robert R. East, be served herein by publication in the FEDERAL REGISTER a certified copy of the foregoing Bill of Interpleader, together with an appropriate summons commanding said unknown persons to answer herein on or before the 28th day of February 1944.

Dated this the 5th day of January 1944.

RANDOLPH BRYANT,  
United States District Judge.

[F. R. Doc. 44-895; Filed, January 18, 1944; 10:00 a. m.]

**INTERSTATE COMMERCE COMMISSION.**

[S. O. 70-A, Special Permit 12]

**COMMON CARRIERS BY RAILROAD**

**RECONSIGNMENT OF POTATOES AT KANSAS CITY, MO.-KANS.**

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

No. 13—3

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, January 14, 1944, by L. S. Taube Company, of car FGE 35360, potatoes, now on the Union Pacific Railroad, to unnamed destinations.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 13th day of January 1944.

HOMER C. KING,  
Director, Bureau of Service.

[F. R. Doc. 44-924; Filed, January 18, 1944; 11:22 a. m.]

[S. O. 70-A, Special Permit 13]

**COMMON CARRIERS BY RAILROAD**

**RECONSIGNMENT OF POTATOES AT KANSAS CITY, MO.-KANS.**

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, January 17, 1944, by L. S. Taube Company, of cars URT 8060 and FGE 34827, potatoes, now on the Union Pacific Railroad, to unnamed destinations.

The waybill shall show reference to this special permit.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C. this 13th day of January 1944.

HOMER C. KING,  
Director, Bureau of Service.

[F. R. Doc. 44-925; Filed, January 18, 1944; 11:22 a. m.]

[S. O. 164, Special Permit 4, Amended]

**COMMON CARRIERS BY RAILROAD**

**REFRIGERATION OF TANGERINES**

Pursuant to the authority vested in me by paragraph (g) of the first ordering paragraph (§ 95.323, 8 F.R. 15491) of Service Order No. 164 of November 10,

1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To accord standard refrigeration to refrigerator cars loaded with straight carloads of tangerines, originating at any point or points in the State of Florida, moving to destinations in official and western classification territories and western Canada, provided the waybills make reference to this permit.

This permit shall become effective at 12:01 a. m., December 30, 1943, and shall expire at 12:01 a. m., January 20, 1944.

A copy of this permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 29th day of December 1943.

HOMER C. KING,  
Director, Bureau of Service.

[F. R. Doc. 44-926; Filed, January 18, 1944; 11:22 a. m.]

**MARITIME WAR EMERGENCY BOARD.**

[Decision 2A, Amdt. 1]

**VESSELS PUTTING INTO PORT WITHIN CONTINENTAL LIMITS OF U. S.**

**BONUS PAYMENTS**

Paragraph D of Article IV of Decision 2A is repealed effective at 12:01 a. m., February 1, 1944. Thereafter, bonus payments in connection with vessels putting into a port within the continental limits of the United States under the circumstances set forth in paragraph D will start and stop in accordance with the provisions of paragraphs A and B respectively of Article IV.

Dated: January 8, 1944.

MARITIME WAR EMERGENCY BOARD.  
EDWARD MACAULEY,  
Chairman,  
JOHN R. STEELMAN,  
FRANK P. GRAHAM.

[F. R. Doc. 44-836; Filed, January 18, 1944; 10:03 a. m.]

[Decision 2A, Amdt. 2]

**REPATRIATED CREW MEMBER**

**RIGHT TO BONUS**

Paragraph C of Article VI of Decision 2A is hereby amended by adding the following subparagraph:

(4) A crew member repatriated after occurrence of an event specified in subparagraph (3) of this paragraph C is not entitled to bonus from his original vessel during repatriation. If such crew member signs on as a replacement in the crew of the repatriating vessel, he shall be entitled to bonus from the repatriating vessel. If such crew member signs on

as a workaway on the repatriating vessel, he shall not be entitled to bonus from the repatriating vessel.

This Amendment 2 to Decision 2A shall be effective at 12:01 a. m. of February 1, 1944; *Provided, however*, That a crew member repatriated as a workaway after occurrence of an event specified in subparagraph (3), paragraph C of Article VI and whose repatriation commenced prior to February 1, 1944, shall be entitled to any bonus payable for the period up to and including January 31, 1944, from the operator of the repatriating vessel.

Dated: January 8, 1944.

MARITIME WAR EMERGENCY BOARD.  
EDWARD MACAULEY,  
*Chairman.*

JOHN R. STEELMAN.  
FRANK P. GRAHAM.

[F. R. Doc. 44-897; Filed, January 18, 1944;  
10:03 a. m.]

### OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2242]

RAFFAELE DI FALCO

In re: Real property, claims and bank account owned by Raffaele Di Falco.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of Raffaele Di Falco, is Gessopalena, Province of Chieti, Italy, and that he is a resident of Italy and a national of a designated enemy country (Italy);

2. That Raffaele Di Falco is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Real property situated in the city and county of Philadelphia, Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All right, title, interest and claim of any name or nature whatsoever of Raffaele Di Falco in and to any and all obligations, contingent or otherwise, and whether or not matured, owing to Raffaele Di Falco by Camillo Mancini and particularly that obligation evidenced by the judgment obtained by Raffaele Di Falco against Camillo Mancini in the amount of \$2,000, recorded on January 22, 1941 in the Office of the Clerk of Court of Common Pleas for the city and county of Philadelphia, Pennsylvania, C. P. 6 December Term 1940, No. 3885, including but not limited to all security rights in and to any and all collateral for any and all such obligations and the right to enforce and collect such obligations, and

c. All right, title, interest and claim of any name or nature whatsoever of Raffaele Di Falco, in and to any and all obligations, contingent or otherwise, and whether or not matured, owing to Raffaele Di Falco by Nicola Di Gregorio and Chiarina Di Gregorio, and particularly that obligation evidenced by a promissory note dated June 6, 1932 executed by Nicola Di Gregorio and Chiarina Di Gregorio, payable to Raffaele Di Falco, in the

amount of \$200, including but not limited to all security rights in and to any and all collateral for any and all such obligations, and the right to enforce and collect such obligations, and the right to the possession of the note or other instrument evidencing such obligation, and

d. All right, title, interest and claim of any name or nature whatsoever of Raffaele Di Falco in and to any and all obligations, contingent or otherwise, and whether or not matured, owing to Raffaele Di Falco by Paul Palmerio, and particularly that obligation evidenced by a promissory note dated July 6, 1937 executed by Paul Palmerio, payable to Raffaele Di Falco, in the amount of \$40, including but not limited to all security rights in and to any and all collateral for any and all such obligations and the right to enforce and collect such obligations, and the right to the possession of the note or other instrument evidencing such obligation, and

e. All right, title, interest and claim of any name or nature whatsoever of Raffaele Di Falco, in and to any and all obligations, contingent or otherwise, and whether or not matured, owing to Raffaele Di Falco by Pietro Rosano, and particularly that obligation for borrowed funds owing by Pietro Rosano to Raffaele Di Falco, in the amount of \$360, including but not limited to all security rights in and to any and all collateral for any and all such obligations and the right to enforce and collect such obligations, and

f. All right, title, interest and claim of Raffaele Di Falco in and to the sum of \$500 constituting a portion of a certain bank account in Central-Penn National Bank of Philadelphia, Broad and McKean Streets, Philadelphia, Pennsylvania, which is due and owing to, and held for Raffaele Di Falco, in the name of Ida Di Berardino, Attorney-in-fact for Raffaele Di Falco, a national of Italy, including but not limited to all security rights in and to any and all collateral for such account or portion thereof, and the right to enforce and collect the same,

is property within the United States owned or controlled by a national of a designated enemy country (Italy);

And determining that the property described in subparagraph 3-f above is necessary for the maintenance or safeguarding of other property (namely, that property described in subparagraphs 3-a to 3-e inclusive, above) belonging to the same national of the same designated enemy country and subject to vesting (and, in fact, vested by this order) pursuant to section 2 of said Executive order;

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Italy);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit, of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account, or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien

Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 21, 1943.

[SEAL]

LEO T. CROWLEY,  
*Alien Property Custodian.*

EXHIBIT A

That certain tract or parcel of land situated in the city and county of Philadelphia in the State of Pennsylvania, more particularly described as follows:

All that certain lot or piece of ground with the message or tenement thereon erected situate on the West side of Juniper Street at the distance of ninety-five feet Southward from the South side of Dickinson Street in the Twenty-sixth Ward of the City of Philadelphia.

Containing in front or breadth on the said Juniper Street fifteen feet and extending of that width in length or depth Westward between lines parallel with the said Dickinson Street sixty one feet to a sixteen foot wide Street or alley leading from Dickinson Street to Tasker Street parallel with Broad Street.

Being the same premises which Margaret B. Duffy single-woman by indenture bearing date the first day of June A. D. 1931 and recorded in the office for the recording of deeds in and for the County of Philadelphia in deed book J. M. H. No. 3371 page 252 and granted and conveyed unto the said La Vittoria Building and Loan Association in fee.

Together with the free and common use, right, liberty and privilege of the said sixteen feet wide alley as and for a passage-way and water-course at all times hereafter forever, and

Together with all and singular the buildings, improvements ways, streets, alleys, passages, waters, water-courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging or in anywise appertaining and the reversions and remainders rents, issues and profits thereof and all the estate, right, title, interest, property, claim and demand whatsoever of the said Grantor in law equity or otherwise howsoever of in and to the same and every part thereof.

[F. R. Doc. 44-852; Filed, January 17, 1944;  
10:59 a. m.]

[Vesting Order 2855]

ANE PIETER SCHAT

In re: Interest of Ane Pieter Schat in an agreement with Marine Safety Devices, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

1. That Ane Pieter Schat is a resident of Germany, a citizen of The Netherlands and is a national of foreign countries (Germany and The Netherlands);

2. That the property identified in subparagraph 3 hereof is property of Ane Pieter Schat;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Ane Pieter Schat by virtue of an agreement dated February 3, 1939, by and between Ane Pieter Schat and Marine Safety Devices, Inc., relating, among others, to patent number 1,579,456, issued April 6, 1926, inventor Ane P. Schat, for Davit, is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of foreign countries (Germany and The Netherlands);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended. Executed at Washington, D. C., on December 29, 1943.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-853; Filed, January 17, 1944; 10:59 a. m.]

[Vesting Order 2858]

HEINRICH GEFFCKEN

In re: United States patent application of Heinrich Geffcken.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Geffcken is a citizen and resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Heinrich Geffcken;

3. That the property described as follows: The patent application identified as follows:

*Serial Number, Filing Date, Inventor, and Title*

418,068, 11-6-41, H. Geffcken, process and device for the manufacture of tampons for body cavities

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 29, 1943.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-854; Filed, January 17, 1944; 10:59 a. m.]

[Vesting Order 2834]

FANNIE TIEDEMANN

In re: Estate of Fannie Tiedemann, deceased; File No. D-28-3670; E. T. sec. 3093.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation, finding that—

(1) The property and interests hereinafter described are property which is in the process

of administration by Charles H. Tiedemann, 244 East Hudson Street, Columbus, Ohio, Ancillary Administrator, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Franklin;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Erna Tiedemann, Germany.  
Hans Tiedemann, Germany.  
Maja Tiedemann, Germany.  
Wolfgang Tiedemann, Germany.  
Max Tiedemann, Germany.

Domiciliary personal representative, name unknown, of the estate of Fannie Tiedemann, deceased, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of \$7,359.20 which is in the process of administration by and is in the possession and custody of Charles H. Tiedemann, Ancillary Administrator of the estate of Fannie Tiedemann, deceased; also all right, title, interest and claim of any kind or character whatsoever of Erna Tiedemann, Hans Tiedemann, Maja Tiedemann, Wolfgang Tiedemann, Max Tiedemann and domiciliary personal representative, name unknown, of the estate of Fannie Tiedemann, deceased, and each of them, in and to the estate of Fannie Tiedemann, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 7, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-855; Filed, January 17, 1944; 11:03 a. m.]

[Vesting Order 2895]

LUCY WENZEL

In re: Estate of Lucy Wenzel; deceased; File: D-28-7842; E. T. sec. 8572.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation, finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Louise Schaumburg, Executrix, acting under the judicial supervision of the Superior Court of the State of California in and for the City and County of San Francisco;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Mrs. Anna Schulz, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States, requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mrs. Anna Schulz in and to the Estate of Lucy Wenzel, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 7, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-856; Filed, January 17, 1944; 11:00 a. m.]

[Vesting Order 2896]

ALICE WILKENS

In re: "Ex Parte" in the matter of the Trust Estate of Alice Wilkens; File F-28-12511; E. T. sec. 7712.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Mercantile Trust Company of Baltimore, Substituted Trustee, acting under the judicial supervision of the Circuit Court Number 2, Baltimore City, State of Maryland;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Alice Wilkens von Buchwaldt, Germany. The issue of Alice Wilkens von Buchwaldt, whose names are unknown, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Alice Wilkens von Buchwaldt and the issue of Alice Wilkens von Buchwaldt, whose names are unknown, and each of them, in and to the trust estate created by Alice Wilkens von Buchwaldt and Gustav A. Schiens, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of said Executive order.

Dated: January 7, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-857; Filed, January 17, 1944; 11:00 a. m.]

[Supplemental Vesting Order 2914]

AUGUSTE GORSLER, ET AL

In re: Cash owned by Auguste Gorsler, Wilhelm Bernhard, Marie Bachmann, nee Steinmetz, Wilhelm Steinmetz, and Rudolf Steinmetz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Having found in Vesting Order No. 920 of February 18, 1943, as amended, that Auguste Gorsler, Wilhelm Bernhard, Marie Bachmann, nee Steinmetz, Wilhelm Steinmetz and Rudolf Steinmetz are citizens and residents of Germany and are nationals of a designated enemy country (Germany);

2. Finding that Auguste Gorsler, Wilhelm Bernhard, Marie Bachmann, nee Steinmetz, Wilhelm Steinmetz and Rudolf Steinmetz, respectively, are the owners of the property described in subparagraph 3 hereof;

3. Finding the property described as follows:

a. The sum of \$285.00, constituting a portion of a certain bank account with the American Trust Company, 64 California Street, San Francisco, California, identified as Bank Account No. 1735, which account is due and owing to, and held for Auguste Gorsler, together with all security rights in and to any and all collateral for any and all of such account, and the right to enforce and collect the same,

b. The sum of \$285.00, constituting a portion of a certain bank account with the American Trust Company, 64 California Street, San Francisco, California, identified as Bank Account No. 1971, which account is due and owing to, and held for Wilhelm Bernhard, together with all security rights in and to any and all collateral for any and all of such account, and the right to enforce and collect the same,

c. The sum of \$95.00, constituting a portion of a certain bank account with the American Trust Company, 64 California Street, San Francisco, California, identified as Bank Account No. 1306, which account is due and owing to, and held for Marie Bachmann, nee Steinmetz, together with all security rights in and to any and all collateral for any and all of such account, and the right to enforce and collect the same,

d. The sum of \$95.00, constituting a portion of a certain bank account with the American Trust Company, 64 California Street, San Francisco, California, identified as Bank Account No. 1048, which account is due and owing to, and held for Wilhelm Steinmetz together with all security rights in and to any and all collateral for any and all of such account and the right to enforce and collect the same, and

e. The sum of \$95.00, constituting a portion of a certain bank account with the American Trust Company, 64 California Street, San Francisco, California, identified as Bank Account No. 1597, which account is due and owing to, and held for Rudolph Steinmetz, together with all security rights in and to any and all collateral for any and all of such account, and the right to enforce and collect the same,

is property within the United States owned or controlled by nationals of a designated enemy country (Germany);

And determining that the property described in subparagraph 3 hereof is necessary for the maintenance or safeguarding of other property (namely, the property described in Vesting Order Number 926, as amended,) which belonged to the same nationals of the same designated enemy country at the time of vesting and which was vested by the undersigned by Vesting Order Number 926, as amended, pursuant to section 2 of said Executive order;

And further determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action, after appropriate consultation and certification required by law, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest, and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 11, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-858; Filed, January 17, 1944;  
10:59 a. m.]

[Vesting Order 2927]

GUSTAV FLOSMAN

In re: Invention and disclosure thereof of Gustav Flosman.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Gustav Flosman is a citizen and resident of Czechoslovakia and is a national of a foreign country (Czechoslovakia);

2. That the invention and disclosure described in subparagraph 3 hereof are property of Gustav Flosman;

3. That the property described as follows: The disclosure identified as follows:

*TC-Number, Inventor, and Invention*

TC-1087; Gustav Flosman; Securing device for power vehicles against theft.

together with the entire right, title and interest throughout the United States and its territories in and to, together with the right to file applications in the United States Patent Office for Letters Patent for, the invention or inventions shown or described in such disclosure,

is property of a national of a foreign country (Czechoslovakia);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-859; Filed, January 17, 1944;  
10:59 a. m.]

[Special Order 6]

ANE PIETER SCHAT

In re: Agreements relating to patents of Ane Pieter Schat.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to Alien Property Custodian General Order No. 11 and the regulations issued thereunder and pursuant to law, the undersigned:

1. Finding that on February 24, 1943, there were recorded in the assignment records of

the United States Patent Office license instruments itemized as follows, and accompanied by a copy of Form APC-15 and by a report on Form APC-14P:

*Date of Execution, Recording Data (Liber, Page), and Property Affected*

10-22-42, C-195, 626, Patent No. 1,714,452 and others.

10-23-42, C-195, 637, Patent No. 1,714,452 and others.

2. Finding that Ane Pieter Schat is a resident of Germany and a citizen of The Netherlands and is a national of foreign countries (Germany and The Netherlands);

3. Finding that each such instrument affects title to or grants an interest in patents in which a designated foreign country or a national thereof (Germany and The Netherlands) has on or since the effective date of Executive Order No. 8389, as amended, had an interest;

4. Determining that the recordation of each such instrument was subject to the provisions of the Alien Property Custodian General Order No. 11 and of the Regulation issued thereunder and in particular of paragraph (a) (3) of Regulation No. 2, as amended, under said general order;

5. Finding that each such instrument is prejudicial to the rights of an American citizen; and was entered into without any license or permission either from the Treasury Department or from the Alien Property Custodian;

6. Determining that the action hereinafter ordered is in the interest of and for the benefit of the United States;

hereby orders, That each of the aforesaid instruments shall be, and they hereby are, set aside.

Each of the terms "designated foreign country" and "national" as used herein shall have the meaning prescribed in Regulation No. 2, as amended, under General Order No. 11.

Executed at Washington, D. C., this 29th day of December 1943.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-860; Filed, January 17, 1944;  
11:01 a. m.]

[Special Order 7]

HEINRICH GEFFCKEN AND HANS BAUR

In re: Assignment from Heinrich Geffcken to Hans Baur.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to Alien Property Custodian General Order No. 11 and the regulations issued thereunder and pursuant to law, the undersigned:

1. Finding that on January 14, 1943, there was recorded in the assignment records of the United States Patent Office an instrument of assignment identified as follows, and accompanied by a copy of Form APC-15 and by a report on Form APC-14P:

*Date of Execution, Recording Data (Liber, Page), and Property Affected*

9-3-41, C-195, 49, Patent Application S. N. 418,069, Filed November 6, 1941.

2. Finding that Heinrich Geffcken is a citizen and resident of Germany and is a national of a foreign country (Germany);

3. Finding that such instrument affects title to or grants an interest in an application for letters patent in which a designated foreign country (Germany) or a national there-

of has on or since the effective date of Executive Order No. 8389, as amended, had an interest;

4. Finding that one of the parties to such instrument is a national of a designated foreign country (Germany);

5. Determining that the recordation of such instrument was subject to the provisions of the Alien Property Custodian General Order No. 11 and of the regulations issued thereunder and in particular of paragraph (a) (3) of Regulation No. 2, as amended, under said general order;

6. Finding that such instrument was not intended to transfer and did not have the effect of transferring the beneficial interest in the application thereby affected to Hans Baur, and was executed without any license or permission from the Treasury Department or from the Alien Property Custodian;

7. Determining that the action hereinafter ordered is in the interest of and for the benefit of the United States;

hereby orders, That the aforesaid instrument shall be, and it hereby is, set aside.

Each of the terms "designated foreign country" and "national" as used herein shall have the meaning prescribed in Regulation No. 2, as amended, under General Order No. 11.

Executed at Washington, D. C., this 31st day of December 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-861; Filed, January 17, 1944;  
11:01 a. m.]

[Vesting Order 2187]

K. KAWASHIMA SHOTEN

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That K. Kawashima Shoten is a sole proprietorship established and doing business under the laws of the Territory of Hawaii and is a business enterprise within the United States;

2. That Kingoro Kawashima is a subject and resident of Japan whose last known address was No. 2 Sanchoime Shiomachidore, Minamiku, Osaka, Japan, and is a national of a designated enemy country (Japan);

3. That K. Kawashima Shoten is owned and controlled by Kingoro Kawashima, and is a national of a designated enemy country (Japan);

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian all right, title and interest of Kingoro Kawashima in and to K. Kawashima Shoten, a sole proprietorship and all property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to or held on behalf of or on account of, or owing to said K. Ka-

washima Shoten, herein described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 9, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-898; Filed, January 18, 1944;  
10:53 a. m.]

[Vesting Order 2179]

NAGAO SHOTEN, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the issued and outstanding capital stock of Nagao Shoten, Ltd., a corporation organized and doing business under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 500 shares of capital stock having a par value of \$50 per share, 410 shares (82%) are registered in the names of and owned by the persons listed below in the number appearing opposite each name and are evidence of control of said business enterprise;

Name and Number of Shares

Hideo Nagao, 380; Taroichi Nagao, 30; total 410.

2. That Hideo Nagao and Taroichi Nagao, whose last known addresses are Hiroshima, Japan, are nationals of a designated enemy country (Japan);

and determining:

3. That Nagao Shoten, Ltd., is controlled by Hideo Nagao and Taroichi Nagao, and is a

national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 410 shares of the \$50 par value capital stock of Nagao Shoten, Ltd., hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof, in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meaning prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 10, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-899; Filed, January 18, 1944;  
10:53 a. m.]

[Vesting Order 2202]

PALAMA MUSIC, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That all the issued and outstanding capital stock of Palama Music, Limited, a corporation organized and doing business under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 1,000 shares of capital

stock having a par value of \$20 a share, is registered in the names of the following persons in the number appearing opposite each name and is beneficially owned by Itsuji Morizumi and Miyono Morizumi and its evidence of ownership and control of said business enterprise:

| Name and Number of Shares |       |
|---------------------------|-------|
| Itsuji Morizumi.....      | 596   |
| Miyone Morizumi.....      | 400   |
| Toichi Morizumi.....      | 1     |
| Tomie Morizumi.....       | 1     |
| Yoshio Morizumi.....      | 1     |
| Shigeru Shimagawa.....    | 1     |
| Total.....                | 1,000 |

2. That Itsuji Morizumi and Miyono Morizumi, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

3. That Palama Music, Limited, is controlled by Itsuji Morizumi and Miyono Morizumi and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 1000 shares of the capital stock, having a par value of \$20 a share, of Palama Music, Limited, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 20, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-900; Filed, January 18, 1944; 10:53 a. m.]

[Vesting Order 2321]

K. NAKANO, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the issued and outstanding capital stock of K. Nakano, Limited, a joint stock company of limited liability organized and existing under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 1,700 shares of the par value of \$50 each, 939 shares (55.2%) are owned by the persons listed below in the number appearing opposite each name and are evidence of control of K. Nakano, Limited:

| Name and Number of Shares                |  |
|--|--|
| Kyoichi Nakano, 839; Hiromi Nakano, 100; |  |
| Total 939;                               |  |

2. That Kyoichi Nakano and Hiromi Nakano, whose last known addresses are Hiroshima, Japan, are nationals of a designated enemy country (Japan);

And determining:

3. That K. Nakano, Limited, is controlled by Kyoichi Nakano and Hiromi Nakano and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 939 shares of \$50 par value capital stock of K. Nakano, Limited, owned by Kyoichi Nakano and Hiromi Nakano, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 4, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-901; Filed, January 18, 1944; 10:53 a. m.]

[Vesting Order 2359, Amdt.]

MICHELINA CIERLA SAURO

In re: Compensation claim owned by Michelina Cierla Sauro.

Vesting Order Number 2399, dated October 15, 1943, is hereby amended as follows and not otherwise:

a. By deleting the name "Cresenzo Sauro" appearing in line 3, subparagraph 3, of said vesting order and inserting in lieu thereof the following words "Crescenzo Sauro, also known as Christo Sauro."

b. By deleting the word "Workman's" appearing in line 6, subparagraph 3, of said vesting order and inserting in lieu thereof the word "Workmen's."

All other provisions of said Vesting Order Number 2399 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on January 13, 1944.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-903; Filed, January 18, 1944; 10:54 a. m.]

[Vesting Order 2535]

SAKUMA SHOZAI, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the issued and outstanding capital stock of Sakuma Shoza, Limited, a corporation organized and doing business under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 350 shares, 251 shares (71.71%) are owned by and registered in the name of Shozo Kawakami, also known as Shoco Kawakami, and are evidence of control of said business enterprise;

2. That Shozo Kawakami, also known as Shoco Kawakami, whose last known address is Japan, is a national of a designated enemy country (Japan);

and determining:

3. That Sakuma Shokai, Limited, is controlled by Shozo Kawakami, also known as Shoso Kawakami, and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian 251 shares of the capital stock of Sakuma Shokai, Limited, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 6, 1943.

[SEAL]

LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-902; Filed, January 18, 1944;  
10:53 a. m.]

[Vesting Order 2577, Amdt.]

FERDINAND WILHELM VOWINCKEL

In re: Estate of Ferdinand Wilhelm Vowinckel, deceased; File: D-28-2606; E. T. sec. 4074.

Vesting Order Number 2577 dated November 10, 1943 is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests herein after described are property which is in the

process of administration by Roger Colt, Treasurer of Alameda County, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Alameda;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany; namely,

*Nationals and Last Known Address*

Lina Vowinckel, Germany.  
Wilhelm Huchzermeler, Germany.  
Hans Huchzermeler, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Lina Vowinckel, Wilhelm Huchzermeler and Hans Huchzermeler, and each of them, in and to the Estate of Ferdinand Wilhelm Vowinckel, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 13, 1944.

[SEAL]

LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-909; Filed, January 18, 1944;  
10:54 a. m.]

[Vesting Order 2699]

HOLLY BAKERY

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Holly Bakery, whose principal place of business is Honolulu, T. H., is a copartnership organized and doing business under the laws of the Territory of Hawaii, composed of Sadakichi Sugita, Enji Sugita, Saburo Sugita, Ernest Tetsuji Sugita, Warren Sukeichi Sugita and Wallace Sadamu Sugita, and is a business enterprise within the United States;

2. That the respective interests of Sadakichi Sugita and Enji Sugita as of May 31, 1943, in the net worth of the partnership, subject, however, to any accruals or deductions subsequent thereto, are as follows and are evidence of control of Holly Bakery:

| Name:               | Amount      | Percentage of net worth |
|---------------------|-------------|-------------------------|
| Sadakichi Sugita... | \$17,198.95 | 22.27                   |
| Enji Sugita.....    | 17,808.94   | 23.07                   |
| Total.....          | 35,007.89   | 45.34                   |

3. That Sadakichi Sugita and Enji Sugita, whose last known addresses are Hiroshima ken, Hiroshima shi, Tandōku, Ushita cho, Japan, are nationals of a designated enemy country (Japan);

and determining:

4. That Holly Bakery is controlled by Sadakichi Sugita and Enji Sugita, and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary to the national interest,

hereby vests in the Alien Property Custodian all right, title and interest of Sadakichi Sugita and Enji Sugita as copartners in and to Holly Bakery, a copartnership, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an

admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 2, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-903; Filed, January 18, 1944; 10:53 a. m.]

[Vesting Order 2700]

S. M. IIDA

In re: S. M. Iida, a copartnership.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That S. M. Iida, a copartnership composed of Koichi Iida and Matsukichi Iida, established and doing business under the laws of the Territory of Hawaii, is a business enterprise within the United States;
2. That the respective interests of the partners as of April 30, 1943, in the net worth of the partnership, subject, however, to any accruals or deductions subsequent thereto, are as follows and are evidence of ownership and control of S. M. Iida:

| Name:                | Amount      | Percentage of net worth |
|----------------------|-------------|-------------------------|
| Koichi Iida.....     | \$49,362.74 | 67.79                   |
| Matsukichi Iida..... | 23,445.24   | 32.21                   |
| Totals.....          | \$72,807.98 | 100.00                  |

3. That Matsukichi Iida, whose last known address is No. 12 Socecho, Nakano-Shima, Osaka, Japan, is a national of a designated enemy country (Japan);

4. That Koichi Iida, a subject of Japan, has been interned by order of the Military Governor of Hawaii and is acting directly or indirectly for the benefit of or on behalf of a designated enemy country (Japan) or persons within such country;

and determining:

5. That Koichi Iida is acting for or on behalf of or as a cloak for a designated enemy country (Japan) or persons within such country and is a national of such designated enemy country;

6. That S. M. Iida, a copartnership, is owned and controlled by Matsukichi Iida and Koichi Iida and is a national of a designated enemy country (Japan);

7. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian all right, title and interest of Matsukichi Iida as a copartner in and to the business and assets of S. M. Iida, a copartnership, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with

No. 13-4

in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 2, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-904; Filed, January 18, 1944; 10:54 a. m.]

[Vesting Order 2700]

YONEKURA COMPANY, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the outstanding capital stock of Yonekura Company, Limited, a corporation organized and doing business under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 1,360 shares of capital stock having a par value of \$50 a share, 1,101 shares (80.95%) are registered in the names of and owned by the following persons in the amounts stated opposite each name and are evidence of control of said business enterprise:

| Name                  | Number of Shares |
|-----------------------|------------------|
| Kinzo Sayegusa.....   | 1,089            |
| Shiro Sayegusa.....   | 10               |
| Tatsuko Sayegusa..... | 2                |
| Total.....            | 1,101            |

2. That Kinzo Sayegusa, a subject of Japan, has been interned by order of the Military Governor of the Territory of Hawaii and is acting directly or indirectly for the benefit or on behalf of a designated enemy country (Japan) and/or persons within such designated enemy country;

3. That Shiro Sayegusa and Tatsuko Sayegusa, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

and determining:

4. That Kinzo Sayegusa is acting for or on behalf of or as a cloak for a designated enemy country (Japan) or persons within such country and is a national of such designated enemy country;

5. That Yonekura Company, Limited is controlled by Kinzo Sayegusa, Shiro Sayegusa and Tatsuko Sayegusa, and is a national of a designated enemy country (Japan);

6. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 12 shares of \$50 par value capital stock of Yonekura Company, Limited, owned by Shiro Sayegusa and Tatsuko Sayegusa, hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of Yonekura Company, Limited, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 or Form APC-6, whichever is applicable, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 2, 1943.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-803; Filed, January 18, 1944; 10:54 a. m.]

[Vesting Order 2783]

## J. S. MIWA &amp; COMPANY, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the issued and outstanding capital stock of J. S. Miwa & Company, Ltd., a corporation organized and doing business under the laws of the Territory of Hawaii and a business enterprise within the United States, consisting of 828 shares of capital stock having a par value of \$100.00 a share, 789 shares (95.52%) are owned by and registered in the name of Seigo Miwa, also known as J. S. Miwa, and are evidence of control of said business enterprise;

2. That Seigo Miwa, also known as J. S. Miwa, whose last known address is Japan, is a national of a designated enemy country (Japan);

and determining:

3. That J. S. Miwa & Company, Ltd. is controlled by Seigo Miwa, also known as J. S. Miwa, and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian 789 shares of the capital stock of J. S. Miwa & Company, Ltd., hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 15, 1943.

[SEAL]

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-906; Filed, January 18, 1944; 10:54 a. m.]

[Vesting Order 2909]

## MARCUS DALY

In re: Trusts under the Will of Marcus Daly, deceased; File No. D-66-841; E. T. sec. 4751.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation:

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Bankers Trust Company and James W. Gerard, as Trustees, acting under the judicial supervision of the Surrogate's Court, New York County, New York; and

(2) Such property and interests are payable or deliverable to, or claimed by nationals of a designated enemy country, Hungary, namely,

*Nationals and Last Known Address.*

Harriot Sigray, Hungary.  
Margit Sigray, Hungary.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and

Having made all determinations and taken all action after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Harriot Sigray and Margit Sigray, and each of them, in and to trusts created under the will of Marcus Daly, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein, shall have the meanings prescribed in section 10 of said Executive order.

Dated January 11, 1944.

[SEAL]

LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-907; Filed, January 18, 1944; 10:54 a. m.]

[Vesting Order 2910]

## HENRY JACOBY

In re: Trust under the will of Henry Jacoby, deceased; File D-66-678; E. T. sec. 3924.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Tradesmens National Bank and Trust Company, Trustee, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

*Nationals and Last Known Address.*

Joseph Rothman, Hungary.  
Malvin Halmos, Hungary.  
Zoltan Klein, Hungary.  
Arthur Klein, Hungary.

Heirs, next of kin, names unknown, of Henry Jacoby, deceased, Hungary.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Joseph Rothman, Malvin Halmos, Zoltan Klein, Arthur Klein and heirs, next of kin, names unknown, of Henry Jacoby, deceased, and each of them, in and to the trust estate created under the will of Henry Jacoby, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of said Executive order.

Dated: January 11, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-910; Filed, January 18, 1944;  
10:54 a. m.]

[Vesting Order 2911]

ALBERTA ULMAN SABIT

In re: Estate of Albert Ulman Sabit, deceased; File F-63-8180; E. T. sec. 8506.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Raphael Walter, Executor, acting under the judicial supervision of the Orphans Court of Baltimore City, Maryland;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Hall Aziz Von Scheidt, Germany.  
Omar Von Scheidt, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Hall Aziz Von Scheidt and Omar Von Scheidt, and each of them, in and to the estate of Alberta Ulman Sabit, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as

may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 11, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-911; Filed, January 18, 1944;  
10:55 a. m.]

[Vesting Order 2912]

HERMAN EDWARD STURCKE

In re: Estate of Herman Edward Sturcke, deceased; File D-28-7719; E. T. sec. 8232.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by George Etta Kuntz, Executrix, acting under the judicial supervision of the County Judge's Court, Volusia County, Florida;

(2) Such property, and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Emma Von Durling-Sturcke, Germany.

And determining:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Emma Von Durling-Sturcke in and to the estate of Herman Edward Sturcke, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a re-

quest for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 11, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-912; Filed, January 18, 1944;  
10:55 a. m.]

[Vesting Order 2915]

JULIUS BERKY

In re: Estate of Julius Berky, deceased; File D-66-947; E. T. sec. 6026.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Marcus W. Damsch, County Treasurer, Geneva, Illinois, acting under the judicial supervision of the Probate Court of the State of Illinois, in and for the County of Kane;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

*Nationals and Last Known Address*

Hona Berky des Combes, Hungary.  
Margit Berky Litzka, Hungary.  
Dr. Lajos Berky, Hungary.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of \$3,492.55 in the possession and custody of Marcus W. Damsch, County Treasurer of Kane County, Illinois, representing the residue of the estate, deposited pursuant to court order entered May 20, 1941, in the County Treasury of Kane County, Illinois,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should

be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-913; Filed, January 18, 1944;  
10:55 a. m.]

[Vesting Order 2916]

LEONARD BRAUN

In re: Estate of Leonard Braun, deceased; File D-28-3719; E. T. sec. 6345.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Jacob P. Sumeracki, Wayne County Treasurer, Detroit, Michigan, Depository, acting under the judicial supervision of the Probate Court of the State of Michigan, in and for the County of Wayne;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

George (Georg) Braun, Germany.  
Agatha Braun, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of ninety-nine dollars (\$99.00) which is in the possession and custody of Jacob P. Sumeracki, Wayne County Treasurer, Detroit, Michigan, Depository, pursuant to an order of the Probate Court for the County of Wayne, Michigan, entered on November 7, 1941, in the matter of the Estate of Leonard Braun, deceased; also, all right, title, interest and claim of any kind or character whatsoever of George (Georg) Braun and Agatha Braun, and each of them, in and to the estate of Leonard Braun, deceased, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-914; Filed, January 18, 1944;  
10:55 a. m.]

[Vesting Order 2917]

JOSEPH EIBEN

In re: Estate of Joseph Eiben, deceased; File D-34-87; E. T. sec. 1794.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by The Cleveland Trust Company, Euclid Avenue at East 9th Street, Cleveland, Ohio, Executor, acting under the judicial supervision of the Probate Court of the State of Ohio, in and for the County of Cuyahoga;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

*National and Last Known Address*

Julianna Eiben, Hungary.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Julianna Eiben in and to the estate of Joseph Eiben, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the inter-

est of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-915; Filed, January 18, 1944;  
10:55 a. m.]

[Vesting Order 2918]

JOHN JUERGENS, ET AL.

In re: Certificate of Beneficial Interest #A-4984, issued by the Seaboard Trust Company to John Juergens and Martha Juergens.

In re: Certificate of Beneficial Interest #A-5210, issued by the Seaboard Trust Company to Ernest Lenzing; File D-28-3725; E. T. sec. 6267.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Joseph J. Garibaldi, Substituted Trustee, acting under the judicial supervision of the Chancery Court of New Jersey, Trenton, New Jersey;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

John Juergens, Germany.  
Martha Juergens, Germany.

The heirs, devisees and personal representatives of John Juergens and Martha Juergens, whose names are unknown, Germany.

Ernest Lenzing, Germany.

The heirs, devisees and personal representatives of Ernest Lenzing, whose names are unknown, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of John Juergens and Martha Juergens, their respective heirs, devisees and personal representatives, whose names are unknown, and each of them in and to the proceeds of a Certificate of Beneficial Interest #A-4984 for \$500.00 issued by the Seaboard Trust Company, Hoboken, New Jersey.

All right, title, interest and claim of any kind or character whatsoever of Ernest Lenzing, his heirs, devisees and personal representatives, whose names are unknown, and each of them in and to the proceeds of a Certificate of Beneficial Interest #A-5210 for \$2,000.00 issued by the Seaboard Trust Company, Hoboken, New Jersey.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-916; Filed, January 18, 1944;  
10:55 a. m.]

[Vesting Order 2919]

HENRY KRUEGER

In re: Estate of Henry Krueger, deceased; File D-28-2258; E. T. sec. 3249.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Harry N. Larson, Wakefield, Nebraska, Administrator de bonis non, acting under the judicial supervision of the County Court of the State of Nebraska, in and for the County of Dixon;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Elisabeln Sundermeier, Germany.  
Louise Holtmann, Germany.  
Heinrich Heldenreich, Germany.  
Karl Heldenreich, Germany.  
Friedrich Heldenreich, Germany.  
Hermann Heldenreich, Germany.  
Emma Sudek, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Elisabeth Sundermeier, Louise Holtmann, Heinrich Heldenreich, Karl Heldenreich, Friedrich Heldenreich, Hermann Heldenreich and Emma Sudek, and each of them, in and to the estate of Henry Krueger, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-917; Filed, January 18, 1944;  
10:56 a. m.]

[Vesting Order 2920]

ANDREW LAUER

In re: Estate of Andrew Lauer, deceased; File D-66-1005; E. T. sec. 6508.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Treasurer of DuPage County, Court House, DuPage County, Illinois, Depository acting under the judicial supervision of the Probate Court of the State of Illinois, in and for the County of DuPage;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Andrew Lauer, also known as Andreas Lauer, Germany.

Katharine Harr, Germany.  
Heirs-at-law (names unknown) of Andrew Lauer, deceased, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

The sum of \$2,432.26 which is in the process of administration by, and is in the possession and custody of the County Treasurer of DuPage County, Illinois, depository, per order of the Probate Court of DuPage County, Illinois, entered June 4, 1942; also,

All right, title, interest and claim of any kind or character whatsoever of Andrew Lauer, also known as Andreas Lauer, Katharine Harr, and the heirs-at-law (names unknown) of Andrew Lauer, deceased, and each of them, in and to the estate of Andrew Lauer, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-918; Filed, January 18, 1944;  
10:56 a. m.]

[Vesting Order 2921]

GRETCHEN LONIE

In re: Estate of Gretchen Lonie, deceased; Filed D-28-1778; E. T. sec. 959.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

## Finding that—

(1) That property and interests hereinafter described are property which is in the process of administration by William L. Herrlich, executor, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Freda Rosenschon, Germany.  
Barbara Dressel, Germany.  
Stephan Dressel, Germany.

## And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Freda Rosenschon, Barbara Dressel and Stephan Dressel, and each of them, in and to the Estate of Gretchen Lonie, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-919; Filed, January 18, 1944;  
10:56 a. m.]

[Vesting Order 2922]

CONRAD PETKE

In re: Estate of Conrad Petke, a minor; File No. D-28-2341 E.T. sec. 3390.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation:

## Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by George C. Lessner, as guardian, acting under the judicial supervision of the Court of Probate, District of Manchester, State of Connecticut;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely, Conrad Petke, whose last known address is Germany;

## And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following Property and interests;

All the property and estate of Conrad Petke of any nature whatsoever in the possession of George C. Lessner as Guardian of the estate of Conrad Petke,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian, a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country", as used herein, shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-920; Filed, January 18, 1944;  
10:56 a. m.]

[Vesting Order 2923]

CHARLES ROSENBLUM

In re: Estate of Charles Rosenblum, deceased; File D-34-650; E. T. sec. 7499.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

## Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Leonard Rosenblum, Harry Sena and Edward L. Rosenblum, Executors of the estate of Charles Rosenblum, deceased, acting under the judicial supervision of the Surrogate's Court of Essex County, Newark, New Jersey;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

*National and Last Known Address*

Rosa B. Klein, Hungary.

## And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Rosa B. Klein in and to the estate of Charles Rosenblum, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
*Alien Property Custodian.*

[F. R. Doc. 44-921; Filed, January 18, 1944;  
10:56 a. m.]

[Vesting Order 2924]

GERTRUD SCHMIDT

In re: Mortgage Participation Certificate for Gertrud Schmidt, #152,318 of Series 180,166, issued by the Bond & Mortgage Guarantee Company, File D-28-6596; E. T. sec. 4721.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Brooklyn Trust Company, as Trustee, acting under the judicial supervision of the Supreme Court, Kings County, State of New York; and

(2) Such property and interests are payable or deliverable to, or claimed by a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Gertrud Schmidt, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Gertrud Schmidt in and to income and proceeds of bond and mortgage participation certificate #152,318 in the amount of \$187.69, issued in guarantee series #180,166 by the Bond & Mortgage Guarantee Company and being serviced by Brooklyn Trust Company of Brooklyn, New York, as Trustee.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate special account or accounts pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-922; Filed, January 18, 1944; 10:56 a. m.]

[Vesting Order 2925]

KATHERINE SCHOTT

In re: Estate of Katherine Schott, deceased; File D-28-7428; E. T. sec. 7610.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by William Schott, Executor of the estate of Katherine Schott, deceased, acting under the judicial supervision of the Essex County Surrogate's Court, Newark, New Jersey; and

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Martha Guenther, Altberg, Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Martha Guenther in and to the estate of Katherine Schott, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and interests and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: January 12, 1944.

[SEAL] LEO T. CROWLEY,  
Alien Property Custodian.

[F. R. Doc. 44-923; Filed, January 18, 1944; 10:57 a. m.]

OFFICE OF PRICE ADMINISTRATION

[MPR 136, Order 143]

EDISON GENERAL ELECTRIC APPLIANCE Co., Inc.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 143 under Maximum Price Regulation No. 136 as Amended. Machines and parts and machinery services.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, and in accordance with § 1390.25a, It is ordered:

(a) The Edison General Electric Appliance Company, Inc., 5600 West Taylor Street, Chicago, Illinois, is authorized to sell refrigerator replacement units rebuilt by it, to distributors, at prices no higher than those set forth below opposite each model number.

| Model                          | Maximum price for each unit |
|--------------------------------|-----------------------------|
| Flat top sealed units:         |                             |
| CF-1-CE1-CE11-CE14-FBA1        | \$34.65                     |
| CF-2-CE-2-CE-21-CE22-CE24-CE28 | 34.65                       |
| CF23                           | 34.65                       |
| CH1-CJ1                        | 31.63                       |
| CE34-CE340                     | 43.17                       |
| LK1-LK2                        | 64.40                       |
| Open belt-drive units:         |                             |
| CB1-CE2                        | 35.71                       |
| CB3                            | 35.71                       |
| CD1-CD2                        | 37.57                       |
| CD3                            | 37.57                       |
| CM1-CM2                        | 39.65                       |
| CM32                           | 36.29                       |
| CM33                           | 36.29                       |
| CM34                           | 39.82                       |

These prices include the Federal Excise Tax and delivery to the distributor.

(b) Distributors of Edison General Electric Appliance Company, Inc., refrigerator replacement units are authorized to sell such units to dealers at prices no higher than those set forth opposite each model number.

| Model                       | Maximum price for each unit |
|-----------------------------|-----------------------------|
| Flat top sealed units:      |                             |
| CF1-CE1-CE11-CE14-FBA1      | \$33.30                     |
| CF2-CE2-CE21-CE22-CE24-CE28 | 33.30                       |
| CF23                        | 33.30                       |
| CH1-CJ1                     | 35.02                       |
| CE34-CE340                  | 47.75                       |
| LK1-LK2                     | 71.48                       |
| Open belt-drive units:      |                             |
| CB1-CE2                     | 39.57                       |
| CB3                         | 39.57                       |
| CD1-CD2                     | 41.67                       |
| CD3                         | 41.67                       |
| CM1-CM2                     | 43.93                       |
| CM32                        | 40.11                       |
| CM33                        | 40.11                       |
| CM34-CM35                   | 44.03                       |

These prices include the Federal Excise Tax and also include delivery to dealers.

(c) Dealers may sell Edison General Electric Appliance Company, Inc. refrigerator replacement units to consumers at prices no higher than those set forth opposite each model number.

| Model                                | Maximum price for each unit |
|--------------------------------------|-----------------------------|
| Flat top sealed units:               |                             |
| CF1-CE1-CE11-CE14-FBA1               | \$50.48                     |
| CF2-CE2-CE21-CE22-CE24-CE28-<br>CF28 | 50.48                       |
| CH1-CJ1                              | 46.16                       |
| CE34-CE340                           | 63.17                       |
| LK1-LK2                              | 89.06                       |
| Open belt-drive units:               |                             |
| CB1-CB2                              | 52.43                       |
| CB3                                  | 52.43                       |
| CD1-CD2                              | 55.30                       |
| CD3                                  | 55.30                       |
| CM1-CM2                              | 58.25                       |
| CM32                                 | 53.19                       |
| CM33                                 | 53.19                       |
| CM34-CM35                            | 58.45                       |

These prices include installation of the unit in the refrigerator of the consumer and the Federal Excise Tax.

(d) If any of the above units are sold by the Edison General Electric Appliance Company, Inc., by distributors, or by dealers, with a four year replacement contract, \$5.00 may be added to the maximum price.

(e) Any seller subject to this order may require, in connection with sales under this order, the surrender by the buyer of the unit which the rebuilt unit is intended to replace. No allowance need be made by the seller for the surrendered unit.

(f) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective January 19, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 18th day of January 1944.

CHESTER BOWLES,  
Administrator.

[F. R. Doc. 44-936; Filed, January 18, 1944;  
11:30 a. m.]

#### Regional and District Office Orders.

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under General Order 51 were filed with the Division of the Federal Register on January 10, 1944.

##### REGION III

Charleston, Order No. 27, filed 1:05 p. m.  
Charleston, Order No. 28, filed 1:05 p. m.  
Louisville, Order No. 1-F, Amendment No. 8, filed 1:05 p. m.  
Louisville, Order No. 2-F, Amendment No. 2, filed 1:05 p. m.

##### REGION IV

Charlotte, Order No. 1-F, Amendment No. 4, filed 1:07 p. m.  
Jackson, Order No. 1-F, Amendment No. 14, filed 1:06 p. m.  
Jackson, Order No. 1-F, Amendment No. 15, filed 1:06 p. m.  
Montgomery, Order No. 4-F, filed 1:07 p. m.  
Roanoke, Order No. 1-F, Amendment No. 4, filed 1:07 p. m.  
Roanoke, Order No. 10, Amendment No. 1, filed 1:06 p. m.

##### REGION V

Arkansas, Order No. 12, Amendment No. 1, filed 1:07 p. m.  
Shreveport, Order No. 9, Amendment No. 1, filed 1:07 p. m.

##### REGION VI

Omaha, Order No. 3A, Amendment No. 2, filed 1:08 p. m.  
Omaha, Order No. 9, Amendment No. 1, filed 1:08 p. m.

##### REGION VII

Montana, Order No. 18 (revised), Amendment No. 1, filed 1:08 p. m.  
Montana, Order No. 28, Amendment No. 1, filed 1:08 p. m.  
New Mexico, Order No. 6, Amendment No. 4, filed 1:09 p. m.  
New Mexico, Order No. 7, Amendment No. 4, filed 1:09 p. m.  
New Mexico, Order No. 9, Amendment No. 1, filed 1:09 p. m.  
New Mexico, Order No. 10, Amendment No. 1, filed 1:09 p. m.  
New Mexico, Order No. 11, Amendment No. 1, filed 1:09 p. m.  
New Mexico, Order No. 12, Amendment No. 1, filed 1:10 p. m.  
New Mexico, Order No. 14, Amendment No. 1, filed 1:10 p. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-937; Filed, January 18, 1944;  
11:33 a. m.]

#### LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under General Order 51 were filed with the Division of the Federal Register on January 15, 1944.

##### REGION III

Charleston, Order No. 3-F, filed 9:43 a. m.  
Cleveland, Order No. F-3, Amendment No. 6, filed 9:46 a. m.  
Cleveland, Order No. F-3, Amendment No. 7, filed 9:46 a. m.  
Indianapolis, Order No. 10, filed 9:50 a. m.  
Indianapolis, Order No. 11, filed 9:50 a. m.  
Lexington, Order No. 1-F, Amendment No. 9, filed 9:43 a. m.  
Lexington, Order No. 1-F, Amendment No. 10, filed 9:43 a. m.  
Lexington, Order No. 2-F, Amendment No. 1, filed 9:43 a. m.  
Lexington, Order No. 2-F, Amendment No. 3, filed 9:44 a. m.  
Lexington, Order No. 2-F, Amendment No. 2, filed 9:44 a. m.  
Lexington, Order No. 3-F, filed 9:44 a. m.  
Lexington, Order No. 3-F, Amendment No. 1, filed 9:45 a. m.  
Lexington, Order No. 3-F, Amendment No. 2, filed 9:45 a. m.  
Lexington, Order No. 11, Amendment No. 3, filed 9:46 a. m.  
Louisville, Order No. 1-F, Amendment No. 9, filed 9:45 a. m.  
Louisville, Order No. 1-F, Amendment No. 10, filed 9:46 a. m.  
Louisville, Order No. 1-F, Amendment No. 11, filed 9:46 a. m.  
Louisville, Order No. 2-F, Amendment No. 3, filed 9:42 a. m.  
Louisville, Order No. 2-F, Amendment No. 4, filed 9:42 a. m.  
Louisville, Order No. 2-F, Amendment No. 5, filed 9:42 a. m.  
Louisville, Order No. 14, filed 9:50 a. m.  
Saginaw, Order No. 1-W, filed 9:48 a. m.

##### REGION V

Dallas, Order No. 12, Amendment No. 1, filed 9:37 a. m.

Dallas, Order No. 13, Amendment No. 1, filed 9:37 a. m.  
Lubbock, Order No. 9, filed 9:39 a. m.  
Lubbock, Order No. 10, filed 9:39 a. m.  
St. Louis, Order No. 9, Amendment No. 1, filed 9:39 a. m.  
St. Louis, Order No. 10, Amendment No. 1, filed 9:40 a. m.  
St. Louis, Order No. 11, filed 9:40 a. m.  
St. Louis, Order No. 12, filed 9:41 a. m.  
Fort Worth, Order No. 10, filed 9:38 a. m.

##### REGION VI

La Crosse, Order No. 9, Amendment No. 1, filed 9:47 a. m.  
La Crosse, Order No. 11, Amendment No. 1, filed 9:48 a. m.  
La Crosse, Order No. 10, Amendment No. 1, filed 9:47 a. m.

##### REGION VIII

Phoenix, Order No. 1-F, Amendment No. 1, filed 9:42 a. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 44-942; Filed, January 18, 1944;  
11:33 a. m.]

#### SELECTIVE SERVICE SYSTEM.

[Camp Order 130]

POWNAI PROJECT, MAINE

ESTABLISHMENT FOR CONSCIENTIOUS  
OBJECTORS

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby order:

1. That the Pownal Project is designated as work of national importance and shall be known as Civilian Public Service Camp No. 130. Said project, located at Pownal, Cumberland County, Maine, will be the base of operations for work at the Maine Training School, an institution under the State mental hospital system of Maine, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and noncombatant military service and have been placed in Class IV-E, may be assigned to said project in lieu of their induction for military service.

2. That the men assigned to said Pownal Project will be engaged in clerical work, as attendants, waiters, farm hands, etc., and shall be under the direction of the Superintendent, Maine Training School, as well as will be the project management. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder, as well as the regulations of the Maine Training School. Administrative and directive control shall be under the Office of Assistant Director of Selective Service in charge of Camp Operations.

LEWIS B. HENSHY,  
Director.

JANUARY 14, 1944.

[F. R. Doc. 44-889; Filed, January 17, 1944;  
1:48 p. m.]